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Journal of the Senate

Mar 1st 1878

Approved,

Senate Journal

Mar 1st to 28th

1878

General Assembly of Colorado

Senate
First Session
Thursday March 1st 1877.

Senate met pursuant to adjournment.

Lieutenant Governor presiding

Roll Call

Absent-Messrs Barela and Rockwell (excused) Butters, De France, Johnson and Webster

Quorum present

Prayer by the Chaplain

Journal of yesterday read and approved

Mr Webster appeared and took his seat.

Mr Rockwell moved, To refer S. B. No. 37 entitled "A Bill for "an act to establish and maintain a "system of Free Schools" and

Amendments proposed by the House thereto, to Committee on Education, School and University Lands. ——— Carried. ———

Mr Randall moved. ———
To refer S.B. No. 36 entitled "A Bill for "an act to prohibit the Herding of Sheep "in the neighborhood of Cities and Towns" and Amendments proposed by the House thereto, to Committee on Stock. ———

Mr Hill moved. ———
To concur in the proposed amendments Ayes and Noes called with following result. ———

Ayes.—Messrs Bates, Brunet, Lelliott, Ellsworth, Gardner, Gaussoin, Harrell, Hamilton, Hayes, Hill, Maxwell, Meldrum, Meyer and Moynahan. ——— 14.

Noes.—Messrs Beacom, Brown, Randall, Saunders, Taylor, and Webster ——— 6.

Absent and Not Voting ———
Messrs Banks, Butters, de Fremery, Hall, Johnson and Rockwell ——— 6.

So the motion to concur was carried.

Mr de France appeared and took his seat.

Reading of Bills

S. B. No. 110 entitled "A Bill for an act "relating to Surveys"

Read 2nd time

Mr Ellsworth moved.

To refer to Committee on Printing with order to print

Carried.

H. B. No. 49 entitled "A Bill for an act "to amend the existing Law of Evidence "in this State"

Read 2nd time

Mr Maxwell moved,

To refer to Committee on Judiciary

Carried.

H. B. No. 56, entitled "A Bill for an act "concerning Certiorari from Justices to "the County and District Courts, to regu- "late the practice thereon, and to repeal "all other acts in relation thereto"

Read 2nd time

Mr Hanna moved. ——————

To refer to Committee on Judiciary ——
Carried. ——————

H. R. No. 3. "Relative to the establishment
"of an Indian Agency for the Southern Utes
"in La Plata County" ——————
Read 3d time—and ——————
Passed by following vote ——————
Ayes—Messrs Baker, Bennett, Beacom,
Clelland, Ellsworth, Gardner,
Gannon, Hall, Hamilton, Hayes,
Hanna, Hill, Maxwell, Meldrum,
Meyer, Randall, Saunders, Taylor
and Webster ——————— 19—

Noes—Mr Weyrauch ——————— 1—

About and Not Voting ——————

Messrs Barela, Bulkley, De France,
Hamill, Solomon, and Rockwell —— 6—

Title agreed to. ——————

H. R. No. 6. "Asking Congress for the ap-
"pointment of a Commission to negotiate
"for the extinguishment of the Indian Title
"to all lands lying South of Parallel 38°
"30' North in the State of Colorado" ——
Read 3d time—and ——————

Passed by following vote

Ayes. Messrs Baker, Brunck, Deacon, Delelland, Gardner, Gannon, Hall, Hamilton, Hayner, Henson, Hill, Maxwell, Meldrum, Meyer, Moyreau, Randall, Saunders, Taylor, and Webster 19

Noes 0

Absent and Not Voting

Messrs Barkla, Button, De France, Ellsworth, Hamilton, Johnson, and Rockwell 7

Title agreed to.

H. B. No. 71 entitled "A Bill for an act "making an appropriation for Incase "Paupers"

Read 3rd time and

Mr Hall moved

To postpone further action

Mr. Brunck raised point of order

That the motion was not in order at this time

The question being "Is the point of order "well taken?"

The Ayes and Noes were called with the following result.

Ayes.-Messrs Beacom, Clelland, Gaussoin, Hall, Hamill, Hanson, Hill, Meldrum, Meyer, and Moyna-lan-10-

Noes.-Messrs Baker, Bennett, Ellsworth, Gardner, Hagen, Mansell, Randall, Saunders, Taylor, and Webster-10.-

Absent and Not Voting

Messrs Banks, Butler, De Groot, Hamilton, Johnson and Rockwell-6.-

It being a tie vote

The President voted "No" and declared the point of order not well taken.

The question recurring on motion to postpone action on H.B. No. 71

A division was called for; with following result.

Ayes.-12.

Noes.-6.

So the motion was carried.

Mr Moyna moved

To refer H.B. No. 71 to Committee on Fi-

mance, Ways and Means.
Committee.

H. R. No. 21. "To establish a Military
"Post in Grand County"
Read 3d time and
Passed by the following vote
Ayes.- Messrs Bates, Bennett, Beacom,
Clelland, De France, Ellenwood,
Gardner, Jamison, Hall, Hamil,
Hamilton, Haynes, Henson, Hill,
Maxwell, Meldrum, Meyer, Moy-
mahon, Randall, Saunders, Tay-
lor and Webster 22.-

Noes. None.

Absent and Not Voting
Messrs Banks, Butters Coleman,
and Rockwell. 4

Title agreed to.

H. R. No. 9 "Memorial for the establish-
"ment of a Military Post in the Mancos-
"Dolores Valley"
Read 3d time and
Passed by the following vote.

Ayes.- Messrs Bates, Bennet, Bleacon, Clelland, de France, Gardner, Gauswin, Hall, Hamill, Hamilton, Haynes, Henson, Hill, Maxwell, Meldrum, Meyer, Moyneham, Randall, Taylor and Webster ——— 20

Noes. ——— None.

Absent and Not Voting ———

Messrs Banks, Butters, Ellsworth, Johnson, Rockwell and Saunders ——— 6

Bill agreed to ———

H. B. No. 54 entitled "A Bill for an "act to repeal all existing laws con-"cerning Chattel Mortgages, and to enact "other provisions in lieu thereof." ———
Read 3rd time and ———
Passed by the following vote ———
Ayes:- Messrs Bates, Bennet, Bleacon, Clelland, de France, Gardner, Hall, Hamill, Hamilton, Haynes, Henson, Hill, Maxwell, Meldrum, Meyer, Moyneham,

Rundall, Saunders, Taylor and Webster — 20.

Noes — None

Absent and Not Voting

Messrs Banks, Butters, Ellsworth, Jamison, Johnson and Rockwell — 6

It is agreed to

Mr Gardner moved.

To postpone action on H. B. No. 44 for the present.

Carried.

Mr Saunders moved.

To refer H. B. No. 241 entitled "A Bill "for an act to establish and create "the County of Humboldt" to Commissioners Boundaries and County Lines"

Mr Hamill raised point of order, That such motion was not in order at this time

The President decided the point of order to be well taken

Mr Hamill moved,
To make the consideration of H. B. No. 241 the Special Order for 4 O'clock,
Carried.

Mr Brunet moved
To postpone consideration of H. B. R. No. 20 "Relation to adjournment" until Monday next.

Mr Saunders moved,
To amend by fixing the date for such consideration on Thursday the 8th instant
Carried

The question recurring on motion of Mr Brunet, as amended, it was
Carried.

Unanimous consent being given
Joint Committee on Enrollment
by Mr Coleman, Mr Hamill reported H. B. No. 67, presented to His Excellency, the Governor for his approval, at 5 O'clock P. M. February 28th 1877.

Proceedings Counsel being given —
Mr Bennett moved,
To take from the Table all bills re-
lating to Juries and
To refer the same to Committee on
Judiciary
Carried.

Mr Hamill moved,
That the Senate now resolve itself
into the Committee of the Whole on
General File
Carried.

So the Senate went into Committee
of the Whole with
Mr Hamill in the Chair.

Mr Committee of the Whole rose, —
The Senate resumed its session and —
The following report was read. —
Mr President
— The Committee of the Whole
House have had under consideration
the General File and
Report no bills back for its action —

of the Senate

W. A. Hamill

Chairman

Mr Hayes moved.

To adjourn

Carried.

So at 11¼ a.m. the Senate adjourned.

Afternoon Session

Senate met at 2 P.M.

Unanimous consent being given.

Mr Hayes moved.

To take A.H.B. No. 207 entitled "A Bill
"for an act to legalize certain proceed-
"ings of the County Commissioners of
"San Juan County"

Carried.

Mr Hagner moved.
To place H B. No. 207 on file for 3d reading.
Carried.

Unanimous Consent being given
Mr Hall presented the following re-
port.

Mr President

The Conference Committee
of the two Houses appointed to consider
the differences existing with respect
to S. B. No. 61 "A Bill for an act concern-
ing Counties, County Offices" etc would
"respectfully report that after a full
and fair conference it was by the said
Committee agreed as follows. —
With respect to the difference as to Sec-
tion 53 the Committee recommend that
the House recede from its amendment.
As to the difference in relation to Section
62, the Committee recommend that the
Senate concur in the House amendment.
As regards the difference with respect
to Section 111 the Committee recommend
that instead of the House amendment
the Section be amended by striking
out in the 4th and 5th lines the words
"Gold, Silver, United States Treasury

"Notes, Bank Bills, or State or Auditors "Warrants or other" and insert in lieu of the words so stricken out the word "money" and that the House amend- ment be so amended. ——————

With respect to the difference as to Section 112 the Committee recommend that the House recede from its amend- ment ——————

Concerning the difference as to section 116 the Committee recommend that instead of the House amendment the Section be amended by striking out in said section the words "particular "Kind of all coin, United States Treasury "Notes, Bank Bills or other Currency "State Warrants, Auditors Warrants, "County Orders, or other like Certificates" and in lieu of the words so stricken out insert the words "Kind of Funds, whether "money or State or County Scrip" and that the House amendment be so amended. As regards the difference with respect to Section 25 the Committee recom- mend that instead of the words stricken out by the House in the first amendment to said Section they so stricken out the word "five" in the

second line of said section and the word "fifteen" be inserted in lieu thereof and the words "including the "cost and commission of sale" be stricken out of the third line of said section and that the said House amendment be so amended.

With respect to the differences as to Section 115 the Committee recommend that the House recede from its substitute and concur in the Senate substitute amended by adding thereto the following words." and the "moneys or funds so to be paid into "the State Treasury may be transmitted "by registered letter at the risk of "the State"

All of which is respectfully submitted

I. B. Hall

James McGrath

Committee on part of the Senate

James A. Barkis

C. H. McIntyre

A. L. Rhulfs

Committee on part of the House.

Unanimous consent being given.

The Rebler introduced

S. R. No. 15 "Relative to examination of Books and Papers of the State University".

Unanimous consent being given

Mr Hamill moved

To take up and consider S. R. No. 15.

Carried.

Mr Hamill moved.

To amend by striking out the name "W. A. Hamill" and inserting in lieu thereof the name "W. W. Webster"

Carried.

Mr Maxwell moved.

To adopt the resolution

Mr Bennett moved.

To add to Committee contemplated by such resolution the name of Senator Jameson.

Carried.

Mr Moynahan moved

To add to Committee contemplated by such resolution the name of Senator Hill.

Carried.

The question recurring on the motion to adopt the resolution as amended, it was Carried.

Unanimous consent being given, Committee on Judiciary by Mr Haynes reported.

S. B. No. 58 entitled "A Bill for an "act to repeal the existing laws re- "lating to the draft and Institute" etc back to the Senate with Recommendations.

Mr Haynes moved. That Amendments be referred to Committee on Printing, with orders to print. Carried

That when printed Amendments to Bill be referred to Committee of the whole Carried.

Message from the House

State of Colorado

Chamber of the House of Representatives

Denver, March 1st, 1899.

To the Honorable

The Senate of the State of Colorado.

I am instructed to inform your Honorable Body that the House has amended and passed S. B. No. 154 concerning Jails and has passed H. B. No. 24 concerning Liquors S. B. No. 154 and H. B. No. 24 are herewith transmitted

Respectfully

N. B. Fellows

Chief Clerk of the House.

Mr Breech moved.

To take a recess until 3 45 P. M.

Carried.

So at 2 45 P. M. the Senate took a recess

Senate called to order at 3 45 P. M.

Unanimous consent being given

Committee on Judiciary by its Chairman, Mr Breech, reported.

S. B. No. 116, entitled "A Bill for an "act concerning Jurors" and

H. B. No. 49, back to the Senate with the

Recommendation that they do lie upon the Table.

also

S. B No. 139. entitled "A Bill for an "Act to repeal all existing laws con- "cerning Juries in the District Courts "and to enact other provisions in lieu "thereof" and

S. B. No. 16. entitled "A Bill for an act "to amend Divisions 1, 2, 3, 4 and 13 of the "the Criminal Code Chapter 22 of the "Revised Statutes of Colorado" back to the Senate with amendments and the recommendation that such amend- ment. —

Mr Brunch moved. —
To adopt report —
Carried. —

Unanimous consent being given. —
Committee on Incorporations by its Chairman, Mr Ellsworth reported. —
H. B. No. 174 entitled "A Bill for an act "Concerning Damages and to repeal an "act entitled an act concerning dam- "ages, approved Feby 8th 1875" back to the Senate with the recommendation that it

do pass.

Mr Hanson moved
To adopt report
Carried.

Mr Ellsworth moved
To refer H. B. No. 174 to Committee of
the Whole
Carried.

Message from the House

State of Colorado,
Chamber of the House of Representatives
Denver, March 17877.

To the Honorable
The Senate of the State of Colorado
I am instructed to inform
your Honorable Body that the House
has adopted the report of the Confer-
ence Committee relative to the differences
between the Senate and House as to S. B.
No. 61 entitled Counties, County Officers
etc. — S. B. No. 61, is herewith transmitted

Respectfully
N. B. Fellows
Chief Clerk of the House

Special Order

The hour having arrived for the consideration of H. B. No. 2 of 1.

Mr Hall moved
To refer Bill and accompanying papers to Committee on Counties and County Lines

Mr De France moved.
To amend by instructing such Committee to re-adjust the lines of such proposed new County, if practicable, also.
To present an amendment submitting the question of the establishment of a new County to a vote of the people.

Mr Hamill moved
To further amend by instructing the Committee in providing such amendment to provide that the question shall be submitted only to the vote of the people of the proposed new County,—

Ayes and Noes called on motion of Mr Hamill with following result
Ayes-Messrs Bennett, Bleacon, Cameron

Hall, Wancroll, Weldrum, Weyer
Randall and Saunders ——— 9—

Noes, Messrs Bates, Lelelland, De France,
Ellsworth, Gardner, Hamilton, Hayes, Hewson, Hill, Moyneleux, Taylor and Webster ——— 13—

Absent and Not Voting ———
Messrs Barclay, Butters, Johnson and Rockwell ——— 4—

So the motion was Lost. ———

The question recurring on the motion of Mr De France. ———
The Ayes and Noes were called with following result ———

Ayes.—Messrs Brueck, Lelelland, De-
France, Ellsworth, Gardner, Ham-
ilton, Hayes, Hill, Wancroll,
Randall and Taylor ——— 11.—

Noes—Messrs Bates, Bleecon, Jameson,
Hall, Hamill, Hewson, Weldrum,
Weyer, Moyneleux, Saunders and
Webster ——— 11.—

Absent and Not Voting

Messrs Burke, Butters, Johnson, and Rockwell — 4.

The President declared the motion Lost

The question then recurred on original motion of Mr Hall to refer, Ayes and Noes called with following result.

Ayes - Messrs Breen, Ellsworth, Gardner, Jackson, Hall, Harrill, Hewson, Marcell, Meldrum, Morgan, Randall, Saunders and Webster — 13.

Noes - Messrs Baker, Beaucar, Blackwood, De France, Hamilton, Hayes, Hill, Meyer and Taylor — 9.

Absent and Not Voting

Messrs Burke, Butters, Johnson, and Rockwell — 4.

So the motion was carried and H. B. No. 241 refused to Committee on Counties and County Lines

Hon Saunders moved.
To adjourn until 9 a.m. to-morrow
Lost.

Hon Ellsworth moved
To grant Hon D. Franc leave of absence for remainder of to-days session,
Carried.

Hon Ellsworth moved
To adjourn
Ayes and Noes called with following result

Ayes - Messrs Bates, Bennett, Blacin, Clelland, De Franc, Ellsworth, Hamill, Haynes, Hill, Maxwell, Moyneham, Randall, Saunders, Taylor and Webster — 15

Noes - Messrs Gardner, Gannon, Hall, Hamilton, Henson, Weldon and Meyer — 7

Absent and Not Voting — Messrs Banta, Butters, Johnson and Rockwell — 4

So the motion was carried

At 5.20 P. M. the Senate adjourned.

Evening Session

Senate met at 7.15 P. M.

Mr Johnson appeared and took his seat

Unanimous consent being given
Committee on Penitentiary by its Chairman, Mr Wojnaleau, reported
S. B. No. 153 entitled "A Bill for an act
"to provide for the maintenance, government
"and police of the Penitentiary" etc. back
to the Senate, with amendments and the
recommendation to refer to Committee
of the Whole.

Mr Wojnaleau moved
To adopt report
Carried

Mr Moynahan moved. ——
That the Senate now resolve itself into
the Committee of the Whole on General
File ——
Carried ——

So the Senate went into Committee
of the Whole, with
Mr Hamilton in the Chair ——

The Committee of the Whole rose,
The Senate resumed its session. And
The following report was read.
Mr President ——
—— The Committee of the Whole
Have had under consideration
the General File ——
Have made sundry amendments to S. B No
153 and recommend that amendments be a-
greed to, and Bill engrossed for 3rd reading -
W. B. Hamilton ——
Chairman ——

Mr Ellsworth moved. ——
To adopt report ——
Carried. ——

Mr Hamill moved

To adjourn

Carried

So at 9.30 P.M. the Senate adjourned.

Journal of the Senate

March 2nd 1877

Afternoon

General Assembly of Colorado

Senate

First Session

Friday. March 2nd 1877.

Senate met pursuant to adjournment.

Lieutenant Governor presiding

Roll Call.

Absent - Messrs Barela and Rockwell (excused) Baker, Butters, De-France, Gardner, Garrison, Holmes, Murphy, and Webster 11

Invocation pursued

Prayer by the Chaplain.

Journal of yesterday read, and approved

Messrs Butters and Holmes appeared and took their seats.

Message from the House.

State of Colorado

House of Representatives

Denver March 1st A.D. 1877.

To the Honorable

The Senate of the State of Colorado.

I am instructed to inform your Honorable Body, that the House has laid on the Table S.B. No. 7, to provide for the exemption of debtors, etc. from legal processes, and has indefinitely postponed S.B. No. 65 Concerning County Buildings. S.B. No. 65 is herewith transmitted

Respectfully

N.B. Fellows

Chief Clerk of the House

Committee on Privilege by Mr Hall reported

S.B. No. 108 entitled "A Bill for an "Act to provide for the payment of the "members of the General Assembly for "the year 1879 and forever thereafter" back to the Senate correctly printed.

Messrs Gardner and Webber appeared and took their seats

Committee on Education: by its Chairman, Mr Maxwell, reported _____
S. B. No. 37 entitled "A Bill for an act
"to establish and maintain a system of
"Free Schools" - Ought _____
Amendments proposed by the House
thereto, with the recommendation that
such amendments be concurred in. ___

Mr Ellsworth moved _____
To concur in said amendments _____

Mr Rowell moved. _____
To take up the amendments separately

Mr Hall moved. _____
To refer Bill and amendments to the
Committee of the Whole _____
Lost. _____

Committee on Enrollment by its
Clerk Chairman, Mr Hill reported -
S. B. No. 36 entitled "A Bill for an
"act to prohibit the herding of sheep
"in the neighborhood of the Cities & Towns"
back to the Senate correctly enrolled. -

S. B. No. 154 entitled "A Bill for an

"Act concerning Sails" 2nd
Amendments proposed by the House
thereto
Taken up.
Mr Bennett moved.
To refer to Committee on Penitentiary.
Carried.

Mr Garrison appeared and took his
seat.

Reading of Bills

H. B. No. 24 entitled "A Bill for an
"Act to prohibit and punish the Im-
"portation, Manufacture and Sale of
"Adulterated, Imitation and Poisonous
"Liquors and creating a Commissioner
"of Excise, and prescribing his duties"—
Read 1st time.

A. H. B. No. 207 entitled "A Bill for an
"Act to legalize certain proceedings of
"the County Commissioners of San Juan
"County"
Read 3rd time and
Passed by following vote.
Ayes.-Messrs Branch, Butters, Coleman,

Mr. Holland, Ellsworth, Gardner, Hanson, Hall, Harvill, Hayes, Heron, Hill, Johnson, Maxwell, Meldrum, Randall, Saunders, Taylor and Webster — 19.

Noes, — None

Absent and Not Voting —

Messrs Banks, Bates, De France, Hamilton, Meyer, Moyneaux, and Rockwell — 7.

Bills agreed to. —

Mr De France appeared and took his seat.

Mr Hall moved — To refer S. B. No. 61, entitled "A Bill "for an act concerning Counties" etc and Report of Conference Committee thereon, to Committee of the Whole. — Carried.

S. B. No. 108, read 3d time - and Passed by following vote. —

Ayes - Messrs. Bennett, Butters, Chaney, Holland, De France, Ellsworth,

Jameson, Hamilton, Hayner, Hinson, Hill, Johnson, Mancuso, McClain, Moyer, Randall, Saunders, Taylor and Webster — 19

Noes — None

Absent and Not Voting

Messrs Banks, Bates, Gardner, Hall, Hamill, Meyer, and Rockwell — 7

Mr Haynes moved, To amend the Title so that it will read "A Bill for an act to provide for "the Compensation of the Members of "the General Assembly" Carried

Title agreed to, as amended.

Mr Randall moved, That the Senate now resolve itself into the Committee of the Whole on General File Carried,

So the Senate went into Committee of the Whole with Mr Randall in the Chair

The Committee of the Whole rose, and The Senate resumed its Session, for the purpose of receiving the following

Message from the House.

State of Colorado

Chamber of the House of Representatives

Denver. March 2nd 1877

To the Honorable

The Senate of the State of Colorado.

I am instructed to inform your Honorable Body that the House has amended and passed S.Bs. No. 24, 26, 53, 81, and 129 — Has passed S. J. R No. 14 and has laid S.B. No. 31, relative to establishing a Fiscal Agency in New York, on the Table

S. Bs. No 24, 26, 53, 81, 129 and S. J. R No. 14 are herewith transmitted

Respectfully

W. B. Felker

Adjt. Leave of Absence.

Mr Small again took into Committee of the Whole with Mr Randall in the Chair

The Committee of the Whole rose, and The Speaker resumed its Session. And The following report was read.

Mr President

The Committee of the Whole House have had under consideration the General File, and Have made some progress with Amendments proposed by the House to S. B. No. 37, Concerning an Act, amending Acts and ask Leave to sit again.

E. S. Randall

Chairman

Mr Butler moved. To agree to report. And To grant request Carried

Mr Rockwell appeared and took his seat.

Message from Governor.

State of Colorado
Executive Department
Denver, March 1st 1877.

Hon Lafayette Head.
President of Senate

Sir

I have the honor to inform you that I have this day signed S. B's No. 8 and 32 and have filed the same with the Secretary of State

Very Respectfully
John L. Routt
Governor

Mr Butler moved
To refer S. B. No. 26 entitled "A Bill for "an act to provide for the forfeiture of "Corporations" and Amendments proposed by the House thereto, to Committee on Corporations
Carried

Unanimous Consent being given.
Committee on Finance, Ways and Means by its Chairman Mr Butler, reported H. B. No. 205 entitled "A Bill for an act

"for the purpose of paying the expenses
"of the State Penitentiary" back to the
Senate with amendment

Mr Hamill moved
to adjourn
lost

So at 12 O'clock and 25 minutes the Sen-
ate adjourned.

Afternoon Session

Senate met at 2 P.M.

Mr Randall moved
That the Senate now resolve itself in-
to the Committee of the Whole on Gen-
eral File
Carried

So the Senate went into Committee

of the Whole with
Mr Randall in the Chair

The Committee of the Whole rose. ——
The Senate resumed its session and ——
The following report was read. ——
Mr President. ——

—— The Committee of the Whole House have had under consideration the General File ——
Have considered House amendments to S.B. No. 37. and recommend that the Senate concur in House Amendments to Sections 7. 8. 30. 41. 45. 55. 60. 61. 62. 67. 68. 74. 77. 88 and 89 and recommend that the Senate refuse to concur in House Amendments to Sections 10. 12 and 51 ——

Have amended House amendments to Sections 25 and 50 and report the bill back to the Senate with the recommendation that the Senate adopt such recommendations. ——
Have considered H. B. No. 174 "A Bill "for an act concerning Damages and to "repeal an act entitled 'an act concern-

"ing Damages" as passed Feby. 8th 1872"
and report it back with the recom-
mendation that it will do pass. —
Have considered the report of the
Conference Committee on S.B. No. 61 and
recommend that the Senate concur
in the recommendations of the Com-
mittee of Conference, except the re-
commendation in regard to Section
115 and recommend that the Sen-
ate ask a further Committee of
Conference on the differences of the
two Houses on Section 115. ———

E. S. Randall ———

Chairman ———

Chairmen Consent being given.
Joint Committee on Enrollment
by the Chairman, Mr Hamilton,
reported ———

H. R. No. 3, H. R. No. 6 and S. B. No. 36.
Correctly enrolled and signed by
the Speaker of the House. ———

The title was read and ———

The President announced the signing of
H. R. No. 3 "Relative to the establish-
"ment of an Indian Agency for the South-

Ens Allen in Las Plata County" ——
H. J. R. No. 6, "Asking Congress for the
"appointment of a Commission to ne-
"gotiate for the extinguishment of the
Indian Title to all lands lying South
of Parallel 38°-30' North in the State
of Colorado" and ——————————
S. B. No 36 "A Bill for an act to pro-
"hibit the Herding of Sheep in the
"neighborhood of Cities and Towns" ——
——————————
Mr Hayes moved ——————————
To agree to report of Committee
of the whole in relation to S. B. No 61-
Carried. ——————————
——————————
Mr Hayes moved, ——————————
That the Senate Concur in Amend-
ments to S. B. No. 61, as reported by
Committee of Conference except as
to Section 115. ——————————
Ayes and Noes called with follow-
ing result. ——————————
Ayes.—Messrs Bates, Bennet, But-
ler, Chaves, Ellsworth, Gard-
ner, Hamill, Hayes, Heeren,
Hill, Macnell, Meldrum, Ran-
dall, Saunders, Taylor and

Ayes ——— Members

Absent and Not Voting ———

Messrs Banks, Clelland, Dr-
Fraser, Jamieson, Hall, Hamil-
ton, Johnson, Meyer, Moyes-
worth and Rockwell ——— 10.

So the resolution to concur was Carried

Unanimous Consent being given.—
Committee on Mines and Mining by
its Chairman, Mr Hamill reported
H. B. No. 102 entitled "A Bill for an
"Act to establish the office of Com-
"missioner of mines" etc and ———
S. B. No 78 entitled "A Bill for an
"Act Concerning a School of mines"
back to the Senate with Recommend
amendments, recommending that
they be refused to Committee of the
Whole. ———

Unanimous Consent being given ———
Committee on Agriculture and Man-
ufactures by its Chairman Mr Gard-

Mr. Reed."

H. B No. 190 entitled "A Bill for an "Act to provide a fund for the building "and maintenance of the Agricultural "College of Colorado" back to the Senate recommending that it be referred to the Committee of the Whole.

Unanimous Consent being given

Committee on Engrossment by its Chairman Mr Mason all reported

S. B. No. 45 entitled "A Bill for an act "to reduce the law in conformity its body "of Drawn, and the several acts amend- "atory thereof into one act and to revise "and amend the same" back to the Senate correctly engrossed.

Unanimous Consent being given.

Committee on Enrollment by its Chairman, Mr Ellsworth reported.

S. B. No. 26 and Amendments proposed by the House thereto back to the Senate with the recommendation that the Senate concur in all of the House amendments except the proposed amendments to Section 50.

Mr Hamill moved.

To agree to report of Committee on Mines and Mining

Passed.

Mr Ellsworth moved

To adopt report of Committee on Agriculture and Manufactures

Carried

Mr Hayes moved.

That the Senate concur in all of the amendments proposed by the House to S. B. No. 26, except as to Section 30. —

Ayes and Noes called with following result.

Ayes.—Messrs. Bales, Bennett, Bettles, Bleecon, Ellsworth, Faudree, Gannon, Hamill, Hamilton, Hayes, Hewson, Hill, Maxwell, Melcher, Randall, Saunders, Taylor and Webster 18

Noes. None

Absent and Not Voting

Messrs. Banta, Lelelland, De-France, Hall, Johnson, Meyer, Mey-

walcan, and Rockwell ——— 8

So the motion to concur was carried

Mr Maxwell asked unanimous con-
sent to take up H. B. No. 36 entitled
"A Bill for an act to establish and
"to provide means for the support of
"a department to regulate Insurance
"companies doing business in the State
"of Colorado" ———
Mr Gannon objected ———

Mr Maxwell moved ———
To suspend the rules and ———
To take up H. B. No. 36. ———
Ayes and Noes called with following
result. ———

Ayes.—Messrs Baker, Bench, Butler,
Deacon, Delelland, de France, Ell-
wood Gardner, Hall, Hamill,
Hayes, Henson, Johnson, Max-
well, Meldrum, Moyer, Rau-
dall, and Saunders ——— 18.

Noes,—Messrs Gannon, Hamilton, Tay-
lor and Webster ——— 4.

Absent and Not Voting

Messrs Barla, Hill, Meyer and Rockwell. 4

So the rules were suspended and H. B. No. 36 taken up.

Mr Maxwell moved. To re-consider the vote whereby the Senate refused to pass H. B. No. 36. Ayes and Noes called with following result.

Ayes.-Messrs Bales, Branch, Butters, Coleman, Lelland, De France, Ellsworth, Gardner, Hall, Hamill, Haynes, Hewes, Johnson, Maxwell, Meldrum, Moyneham, Randall, and Saunders 18.-

Noes.-Messrs Gaussoin, Hamilton, Taylor, and Nobles 4.-

Absent and Not Voting

Messrs Barla, Hill, Meyer and Rockwell 4

So the vote was re-considered

Mr Hamill moved.

To refer H. B. No. 36 to a Special Committee of Three, with instructions to so amend the bill.

That one of the Executive officers of the State shall have charge of the Department of Insurance.

That all fees collected under the provisions of the bill shall be paid into the State Treasury and

That a reasonable sum be allowed for extra clerical assistance required in carrying out the provisions of the act.

Ayes and Noes called with following result.

Ayes.—Messrs Bales, Brunk, Butler, Clelland, Ellsworth, Gardner, Hall, Hamill, Haynes, Hewes, Johnson, Maxwell, Randall, Saunders and Webber — 15

Noes.—Messrs Beacom, de France, Gaessius, Hamilton, Hill, Meldrum, Moyer and Taylor — 8

Absent and Not Voting

Messrs Barela, Meyer and Rockwell — 3

So the Bill was refused to such Special Committee.

Mr Hall moved,
That Committee on Counties and County Lines be excused from attendance on the Senate for 30 minutes
Carried.

Mr Bennett moved
To grant Mr Myers Leave of absence.
Carried.

Mr Ellsworth moved,
To grant Mr Sanders Leave of absence until Wednesday next
Carried.

Mr Mansell moved,
That the Senate concur in Amendments proposed by the House to Sections 7, 9, 30, 41, 45, 53, 60, 61, 62, 67, 68, 74, 77, 88 and 89 of S. B. No. 57,
Ayes and Noes called with following result.

Ayes-Messrs Bates, Bennett, Britton, Chacon, Ellsworth, Gardner Gassaway, Hamill, Haynes Hill

Maxwell, Meldrum, Randall,
Saunders, Taylor and Webster — 16.

Noes. Messrs Hamilton and Hewson — 2.

Absent and Not Voting

Messrs Barla, Lelelland, de Franq,
Hall, Johnson, Meyer, Moyne-
lan and Rockwell. — 8.

So the Senate concurred in said amend-
ments

Mr Maxwell moved,
That the Senate concur in Amend-
ment proposed by the House to Section
10 of S. B. No 37.
Ayes and Noes called with following
result.

Ayes. Messrs Ellsworth, Gardner
Gaussoin, Hamill, Haynes,
Hill, Maxwell, Randall, Saun-
ders and Taylor — 10.

Noes. Messrs Bates, Breech, Butters,
Gleason, Hamilton, Hewson, Mel-
drum, and Webster — 8.

Absent and Not Voting

Messrs Barela, Lelelland, DeFrance, Hall, Johnson, Meyer, Moyneahan, and Rocknell. 8.

So the Senate refused to concur in such amendment.

Mr Marcell moved that the Senate concur in amendment proposed by the House to Section 12, of S. B. No. 3%

Ayes and Noes called with following result.

Ayes.- Messrs. Brown, Johnson, Ellsworth, Gaudin, Gansevies, Harvill, Hayner, Hill, Marcell and Taylor 10.

Noes.- Messrs. Baker, Butler, Hewes, Meldrum, Randall, Saunders and Nebeker 7.

Absent and Not Voting

Messrs Barela, Lelelland, DeFrance, Hall, Hamilton, Johnson, Meyer, Moyneahan, and Rocknell 9.

So the Senate refused to concur in such amendment

Mr Webster moved.

To agree to amendment proposed by the Committee of the Whole to House Amendment to Section 25 of S.B. No. 37.—

Ayes and Noes called with following result.

Ayes.—Messrs Bates, Bennett, Butters Beacon, Ellsworth, Gammell, Hamill, Hamilton, Haynes, Henson, Meldrum, Taylor and Webster 13.

Noes.—Messrs. Gardner, Hill, Manuel, Randall and Saunders. 5.

Absent and Not Voting

Messrs Banta, Clelland, De France, Hall, Johnson, Meyer, Moyna-han and Rockwell 8.

So the Senate agreed to such amendment.

Mr Webster moved.

That the Senate concur in amendment proposed by the House to Section 25.

of S. B. No. 37, as amended by the Senate.
Ayes and Noes called with following
result.

Ayes - Messrs Bates, Bennett, Butler
Chacon, Ellsworth, Gaussoin, Ham-
ill, Hamilton, Haynes, Hill,
Meldrum, Taylor and Webster - 13.

Noes - Messrs. Gardner, Hewson, Mansell,
Randall, and Saunders - 5.

Absent and Not Voting
Messrs Barela, Clelland, De Francis,
Hall, Johnson, Meyer, Moyniahan,
and Rockwell - 8.

So the Senate refused to concur in
said amendment.

Mr Mansell moved
That the Senate concur in amendment
proposed by the House to Section 57 of
S. B. No. 37.
Ayes and Noes called with following
result
Ayes - Messrs Bates, Bennett, Chacon,
Ellsworth, Gardner, Gaussoin,
Haynes, Hill, Mansell, Meldrum,

Rowdell, Saunders and Taylor — 13.

Nos — Messrs Butler, Hamill, Hamilton, Hudson, and Nebler — 5.

Absent and Not Voting

Messrs. Banks, Clelland, De France, Hall, Johnson, Meyer, Moynahan, and Rockwell. — 8.

So the Senate refused to concur in such amendment.

Message from the House

State of Colorado,

House of Representatives,

Denver, March 2nd 1877

To the Honorable

The Senate of the State of Colorado,

I am instructed to inform your Honorable Body, that the House has appointed on the part of the House, on the Conference Committee relative to the difference between the two Houses as to Section 115, of S.B. No. 61., Messrs Geo. M. Wilson, Washburn, and Stoker.

Also, that the House insists upon its

amendment to Sec. 30 of S. B. No. 26.
Also, that the House has passed H.B.
No. 269 which is herewith transmitted
also. S. B. No. 26.

Respectfully
N. B. Fellows
Chief Clerk of the House.

Mr Mason moved,
To adjourn
Carried

So at 5-05 P. M. the Senate adjourned.

Evening Session

Senate met at 7-15 P. M.

Unanimous consent being given
Mr Ellsworth, offered a new Section as
an amendment to the amendment
proposed by the House to Section 30

of S. B. No. 26, and moved its adoption be concurred.

Mr Ellsworth moved

To concur in amendment proposed by the House to Section 30 of S. B. No. 26, as amended by the Senate

Ayes and Noes called with following result

Ayes - Messrs Brunet, Deacon, Delelland De Franco, Ellsworth, Hall, Hamill, Hamilton, Hayes, Johnson, Marcell, Meldrum, Moyer, Olson, Randall, Saunders, Taylor and, Webster 17.

Noes. None.

Absent and Not Voting

Messrs Banks, Baker, Butters, Gardner, Gunderson, Hansen, Hill, Meyer, and Rockwell 9.

So the Senate concurred in such amendment.

Mr Hamill moved

That the Senate now recede itself into

the Committee of the Whole on General File

Carried.

So the Senate went into Committee of the Whole with Mr Hall in the Chair

The Committee of the Whole rose, The Senate resumed its session and The following report was read. Mr President

Mr Hall The Committee of the Whole House has had under consideration the General File Have made sundry amendments to N.B. No. 102, and report the same back to the Senate, with the recommendation that amendments be agreed to, ordered engrossed and bill as amended placed on file for 3d reading

J. B. Hall Chairman

Mr Ellenwood moved To recur and adopt report

Recess

Unanimous consent being given Committee on Fees and Salaries by Chairman, Mr Haynes, reported S. B. No. 86 entitled "A Bill for an act to fix and regulate the Fees of County, Precinct and other officers" back to the Senate with recommendations

Mr Haynes moved, To refer Bill and Report to Committee of the Whole Carried.

Mr Ellsworth moved, To adopt report of Committee of the Whole on H. B. No 174 Carried.

Mr Montgomery moved To refer amendments reported by Committee on Penitentiary to S. B. No. 153, entitled "A Bill for an act "to provide for the maintenance, Government "and Police of the Penitentiary" etc to Committee on Building, with orders to print Carried.

Mr Haynes moved

To adjourn

Carried

So at 10 P.M. the Senate adjourned.

Journal of the Senate

March 3d 1887

Adjourned.

General Assembly of Colorado

Senate
First Session
Saturday. March 3d 1877

Senate met pursuant to adjournment.

Lieut Governor presiding.

Roll Call

Absent—Messrs Barela and Meyer (excused) Hall, Johnson, Rockwell and Rebeler

Journal pursuant

Prayer by the Chaplain

Journal of yesterday read and approved

Mr Hall appeared and took his seat

Reports from Standing Committees

Joint Committee on Enrollment by its

Chairman, Mr Hamilton reported
S. B. No. 36, H. R. No. 3 and H. R. No. 6, pre-
sented to His Excellency, the Governor,
for approval at 5-15 O'clock P. M. March
2nd 1877

Mr Webber appointed and took his seat

Committee on Engrossment by its Chair-
man, Mr Maxwell reported
S. B. No. 153 "A Bill for an act to provide
"for the maintenance, government and
"police of the Penitentiary, also the mode
"of appointing officers, and fixing the Sal-
"ary of the Same, and to repeal the several
"acts relating thereto" back to the Senate
correctly engrossed

Committee on Printing, by its Acting
Chairman, Mr Hill, reported
S. B. No. 63, entitled "A Bill for an act
"Concerning Roads and Public Highways" back
to the Senate correctly printed, except
In Section 5 Line 1, the word "after"
should be stricken out
In Section 8, Line 1, the second word
"all" should be stricken out,
In Section 11, Line 2 the words "as they"

Sherlock Le Blanc &c.

In Section 32, Line 41, the last word "or"

should be "one"

The Following word

To concur in amendments proposed by the

House to S. B. No. 81 "A Bill for an act to

"authorize the Governor of the State to

"make on the General Government a requi-

"sition for arms &c to give Bond for the

"same".

Ayes and Noes called with following

result.

Ayes.-Messrs Baker, Bennett, Butler,

Delacey, Delelland, De France, Ellis-

worth, Gardner, Hamilton, Hayes

Hewson, Hill, Maxwell, Melchen,

Moynahan, Randall, Saunders,

Taylor and Webster ——— 19.-

Noes. ——— Noes

Absent and Not Voting

Messrs Barker, Gannon, Hall,

Harrell, Johnson, Meyer and

Rockwell ——— 7.-

So the Senate concurred in such amend-

Mr Ellison moved,

To concur in amendments proposed by the House to S. B. No. 129, "A Bill for "an act concerning the State Board "of Health"

Ayes and Noes called with following result

Ayes - Messrs Baker, Branch, Butters, Deacon, Edelblute, Dr Franca, Ellsworth, Gardner, Hamilton, Haynes, Hill, Maxwell, Meldrum, Moyer, Randall, Saunders, Taylor and Webster — 18

Noes - Mr Hanson — 1

Absent and Not Voting

Messrs Banks, Gaussoin, Hall, Hamill, Johnson, Meyer and Rockwell — 7

So the Senate concurred in such amendments.

Mr Hill moved

To concur in amendments proposed by

the House to S. B. No. 53 "A Bill for an
"Act to authorize the District Courts
"to allow Fees to Counsel assigned to
"Prisoners in certain cases." ——————
Ayes and Noes called with following
result. ——————

Ayes - Messrs Baker, Bennet, Bullen,
Colcord, Clelland, De Francq, Ellsworth, Gardner, Hamilton, Hewson, Hill, Marcuse, Moyer, Nelson, Randall, Saunders, Taylor and Webster ——————— 17.

Noes. - Messrs Haynes and Meldrum —— 2.

Absent and Not Voting ——————
Messrs Banta, Gannon, Hall Harris Johnson, Meyer and Rockwell ——————— 7.

So the Senate concurred in such amendment. ——————

Mr Ellsworth moved ——————
To concur in amendments proposed by the House to S. B. No. 24 "A Bill for an act
"relating to Bonds and interest thereon
"thereof issued by Counties Cities & Towns.

Ayes and Noes called with following result.

Ayes.- Messrs Baber, Bennett, Bentley, Blacow, Blelland, De France, Ellsworth, Gardner, Gassaway, Hall, Hamilton, Hayner, Heaver, Hill, Maxwell, Meldrum, Moyneaux, Randall, Saunders and Webster - 20 -

Noes. None

Absent and Not Voting

Messrs Bartlett, Hamill, Johnson, Meyer, Rockwell and Taylor - 6 -

So the Senate concurred in said amendment.

Reading of Bills

H. B. No. 269 entitled "A Bill for an act "to provide for Paying the Late Territorial "Ledger"

Read 1st time

H. B. No. 24 entitled "A Bill for an act "to prohibit and punish the importation, "manufacture and Sale of adulterated, imi-

"Latin and Poisonous Liquors" etc
Read 2nd time. Carried
Mr Gamroth moved
To refer to Committee on Irrigation
Carried.

H. B. No. 174. "A Bill for an act concern-
"ing damages, and to repeal an act
"entitled 'an act concerning damages'
"approved Feby 8th 1872"
Read 3rd time- Carried
Passed by following vote:
Ayes- Messrs Bates, Breuch, Butters,
Deacon, Lelelland, De France, Ells-
worth, Gardner, Gamroth, Hall
Hamilton, Hamill, Harper, Hen-
son, Hill, Manwell, Meldrum,
Moyneleen, Randall, Saunders,
Taylor and Webster ——— 22.

Noes. ——— None

Absent and Not Voting ———
Messrs Banta, Johnson, Meyer
and Rockwell ——— 4.

Bill agreed to ———

H. B. No. 32 " A Bill for an act to
"repeal Section 2 of an act to provide
"for the further execution of the trust
"relating to the Town-Site of the Town
"of Idaho Springs, and to regulate the
"same, and provide a substitute there-
"for "

Read 3d time and

Passed by following vote.

Ayes - Messrs Baker, Bennet, Butler, Chacon, Clelland, De France, Ellsworth, Gardner, Gaussoin, Hall, Hamill, Haynes, Hewson, Hill, Maxwell, Meldrum, Randall, Saunders, Taylor and Webster - 20.

Noes. - Mr Moynahan - 1 -

Absent and Not Voting

Messrs Banks, Hamilton, Johnson, Meyer and Rockwell - 5 -

Title agreed to.

Messrs Johnson and Rockwell appeared and took their seats

S. B. No. 153 read 3d time and

Passed by following vote:

Ayes. Messrs Baker, Breuch, Buchler, Deacon, Delelland, De France, Ellsworth, Gardner, Gannon, Hall, Hamill, Hayes, Heeren, Hill, Johnson, Maxwell, Meldrum, Mongeau, Randall, Saunders, Taylor and Webber — 22

Noes - Mr Rockwell — 1

Absent and Not Voting

Messrs Banks, Hamilton and Meyer — 3

Title agreed to.

Unanimous Consent being given, — Committee on Engrossment by its Chairman, Mr Maxwell, reported, A. H. B. No 1112, "A Bill for an act to es-"tablish the office of Commissioner of "Mines" etc back to the Senate with amendments correctly engrossed. —

Unanimous Consent being given — Committee on Enrollment by its acting Chairman, Mr Hill reported —

S. B. No. 44 "Relative to Sections 16 "and 36 of the Public Lands" back to the Senate Correctly engrossed.

Unanimous consent being given, Committee on Counties and County Lines by its Chairman, Mr Hall, reported

H B. No. 241 "A Bill for an act to create "and establish the County of Hum- "bolt" back to the Senate without recommendation

Message from the House

State of Colorado

Chamber of the House of Representatives

Denver March 3rd A. 1877.

To the Honorable

The Senate of the State of Colorado-

I am instructed to inform your Honorable Body that the House has passed H. B's No. 62, 198, 212, 245, and S. B. No. 25. — Has amended and passed S. B. No. 43. and requests the concurrence of the Senate in the amendments made thereto. Also that the House has receded from its proposed

Section 30 to S. B. No. 26 and has concurred in the Senate substitute thereto. —— S. B's No. 25. 26 and 43 and H. B.s No. 62. 198. 212 and 245 are herewith transmitted

Respectfully

N. B. Fellow

Chief Clerk of the House

H. B. No 44 " A Bill for an act providing "for Assessment and Collection of Revenue "and repealing certain acts relating "thereto"

Read 3d time

Un Battery moved

To adjourn

Carried

Se at 12 O'clock and 15 minutes the Senate adjourned.

Afternoon Session

Senate met at 2 P.M.

H. B. No. 41, taken up. and Passed by following vote

Ayes.- Messrs Baker, Brunet, Butters, Deacon, Ellsworth, Gardner, Hall, Hamill, Hayes, Heron, Johnson, Mansell, Meldrum, Moyer, Rand all, Rockwell, Taylor and Webber — 18.-

Noes.- Messrs de Franca, and Guerrier — 2.-

Absent and Not Voting

Messrs Barker, Delelland, Hamilton, Hill, Meyer, and Saunders — 6.-

Bill agreed to.

S. B. No. 45 "A Bill for an act to reduce "the Laws incorporating the City of Devon, "and the several Acts amendatory thereof "into one act, and to revise and amend "the same" —

Read 3rd time and

Passed by following vote.

Ayes.—Messrs. Baker, Branch, Butters, Deacon, Delelland, De France, Ellsworth, Gannaway, Hall, Hamill, Hamilton, Harper, Hewson, Maxwell, Morgenbesser, Randall, Rockwell, Saunders and Webster—19

Noes —— None.

Absent and Not Voting

Messrs Barela, Gardner, Hill, Johnson, Meldrum, Meyer and Taylor —— 7

Title agreed to.

A. H. B No. 102 read 3rd time and passed by following vote

Ayes—Messrs. Baker, Branch, De France, Ellsworth, Gannaway, Hall, Hamill, Hewson, Hill, Johnson, Maxwell, Meldrum, Morgenbesser, Rockwell, Saunders and Webster —— 16

Noes.—Messrs. Butters, Deacon, Delelland, Gardner, Hamilton, Harper, and Randall —— 7

Absent and Not Voting — Messrs Bayard, Meyer, and Taylor — 3.

Vote agreed to.

H. B. No. 2411 being on its final passage—Mr. De France moved to amend report of committee on Counties and County Lines on H. B. No. 2411 by providing that the question of establishing the new County contemplated by such bill be submitted to a vote of the people of Fremont County.

Mr Hamill objected to the introduction of an amendment to the report as the report was not before the Senate.

Mr De France raised point of order—That the bill did not come up under the regular order of business—and that it was competent to amend, or no action had been taken by the Senate on the subject.

The President decided the Point of order of Mr Hamill well taken—and

That the Vice was on Official Journey

The Question being "Shall the Decision of the President be sustained" Ayes and Noes called with following result

Ayes - Messrs Baker, Britton, Brace, Hall, Hamill, Hewson, Johnson, Maxwell, Meldrum, Moyerbeer, Randall, Rorick, Saunders and Webber — 14

Noes - Messrs. Branch, Clelland, De-France, Ellsworth, Gardner, Gawthrop, Hamilton, Hayes, and Hill — 9

Absent and Not Voting

Messrs Banks, Wiley, and Taylor — 3

So the Senate sustained the Decision of the President.

Mr. De France raised point of order, that matter the Reporter's Bill can come up under the order of Business now before the Senate. ——

Mr President decided the Point of order, not well taken. ——

Mr De France appealed from the decision of the President. ——

The question being "Shall the decision "of the President be sustained". —— Ayes and Noes called with following result. ——

Ayes-Messrs Bates, Bulter, Deacon, Gardner, Hall, Hamill, Henry, Johnson, Mansell, Meldrum, Randall, Rockwell, Saunders, and Webster —— 14.

Noes. Messrs Brush, Clelland, De-France, Ellsworth, Genevieu, Hayner, Hill, Moyneaux and Taylor-9.

Absent and Not Voting —— Messrs Banks, Meyer and Hamilton —— 3.

So the Senate sustained the decision of the President

Mr Hamill moved to suspend the rules in order that Mr France might offer his amendment — Carried.

Mr France offered amendment — and moved to refer Amendment and Bill to Committee on Judiciary

Ayes and Noes called with following result

Ayes — Messrs Bennett, Clelland, Dr France, Ellsworth, Faulner, Gammons, Hamilton, Hayner, Hill, Randall, and Taylor — 11 —

Noes — Messrs Baker, Butters, Chaccon, Hall, Hamill, Hansen, Johnson, Marshall, Melchers, Morgenthau, Rockwell, Saunders and Webster — 13 —

Absent and Not Voting

Messrs Barela and Meyer — 2 —

So the Senate refused to refer H. B. No. 241.

Mr Hayner moved
To adjourn
Ayes and Noes called with following
result

Ayes—Messrs Branch, Lelelland, Dr-
France, Ellsworth, Hamilton, Hay-
ner, Hutson, Hill, Johnson, Rain-
dall, and Taylor 11

Noes—Messrs Baker, Butler, Deacon,
Gardner, Garrison, Hall, Harrill,
Maxwell, Meldrum, Moyzeleau,
Rockwell, Saunders, and Webster—13

Absent and Not Voting
Messrs Beasley and Meyers 2

So the Senate refused to adjourn

Mr Harrill called the Previous ques-
tion

The question being, "Shall the main
"question be now put."

Ayes and Noes called with following
result.

Ayes—Messrs Baker, Butler, Deacon,
Gardner, Garrison, Hall, Harrill,
Hutson, Johnson, Maxwell, Mel-

Drum, Illoyuabeau, Randall, Rockwell, Saunders, and Webster — 16.

Noes.—Messrs Bennet, Clelland, DeFrance, Ellsworth, Hamilton, Hayner, Hill, and Taylor — 8.

Absent and Not Voting — Messrs Barla and Meyer — 2.

So the main question was ordered.

The question being on adoption of amendment proposed by Mr DeFrance,—Ayes and Noes were called with following result.

Ayes—Messrs. Bennet, Clelland, DeFrance, Ellsworth, Gardner, Hamilton, Haynes, Hill, Maxwell, Randall, Rockwell, and Taylor—12.

Noes.—Messrs. Baker, Butler, Deacon, Gaussoin, Hall, Hamill, Henson, Johnson, Meldrum, Moyneaux, Saunders, and Webster—12.

Absent and Not Voting — Messrs Barla and Meyer — 2.

The Vice a Lie vote ...
The President voted "No" and
Declared the amendment Lost.

H. B. No. 241 was then passed by the following vote.

Ayes. Messrs Baker, Bulter, Chace, Gardner, Gaussoin, Hall, Harvill, Hewson, Johnson, Meldrum, Meyerhoff, Rockwell, Saunders, Webber, Bennett, Ellsworth, Hamilton and Randall ——— 18.

Noes. Messrs Lelelland, De France, Haynes, Hill, Maxwell, and Taylor — 6 —

Absent and Not Voting

Messrs Barker and Meyer ——— 2 —

Title agreed to.

Mr Harvill moved.
To reconsider the vote whereby the Senate passed H. B. No. 241

Mr Bennett moved.
To lay motion to reconsider on the Table.
Carried.

Mr. Saunders moved
To adjourn
Carried

So at 6 P.M. the Senate adjourned.

Evening Session

Senate met at 7:15 P.M.

Unanimous consent being given.
Committee on Penitentiary by its
Chairman, Mr. Moyer, reported.
S. B. No. 71. "A Bill for an act to provide
"better discipline and encourage Reform-
"ers in the Penitentiary" back to the
Senate recommending that it be indef-
initely postponed.

and

S. B. No. 154 "A Bill for an act to re-
"peal the acts concerning Jails and to

"enact other laws in place thereof"
back to the Senate recommending, ——
That the Senate concur in 1st 2nd 4th
Amendments and refuse to concur in 3d
5th and 6th Amendments proposed by the
House to such Bill ——

Unanimous Consent being given ——
Committee on Printing by the Acting
Chairman, Mr Hall, reported: ——
Amendments to S. B. No. 58" A Bill for an
"act to repeal the existing laws relating
"to the Draft multi Institute of the State
"of Colorado, and enact other provisions
"in lieu thereof" etc. ——
S. B. No. 110." A Bill for an act relating
"to Surveys" ——
S. B. No. 16" A Bill for an act to amend
"Chapter 22 of the Revised Statutes" and
S. B. No. 139" A Bill for an act to repeal
"all existing laws concerning Juries in
"the District Courts" and to enact other
"provisions in lieu thereof" back to the
Senate. Correctly printed, except ——
In S. B. No. 116 the first figure "1" in the
numbering is omitted, and in 3d Section
from the bottom of Page 3, line 3 the word
"delivered" is printed "deliver" ——

In Sec. 2 of Sec 5 of S.B. No. 139 the words "for Judicial purposes" are cancelled

Mr Randall moved
To adopt report of Committee on Printing
Carried.

Mr Weymouth moved
To adopt report of Committee on Printing on S.B. No. 71, Rec'd
To place S.B. No 154 on file for unfinished business.
Carried

Mr Hill moved.
To grant Mr Solomon leave of absence for week work
Carried.

Mr Dr Francis asked
Leave of absence until next Thursday.—
Granted

The President appointed as Special Committee on H.B. No. 36 "A Bill for "an act to establish an Insurance Dep- "artment" etc

Messrs Hamilton, Bates and Hancock.

The President appointed as members of the Committee of Conference on the part of the Senate on S.B. No. 61 "A Bill "for an act concerning counties" etc

Messrs Butler, Randall and Hill.

Mr Randall moved

That the order of business be suspended

Carried

Mr Randall moved

That the Senate now resolve itself into the Committee of the Whole on S.B. No. 58, S.B. No. 78 and H.B. No. 170.

Carried.

So the Senate went into Committee of the Whole with

Mr Randall in the Chair

The Committee of the Whole rose

The Senate resumed its Session and

The following report was read.

Mr President

The Committee of the whole House had under consideration S.B. No. 58, have considered the amendments proposed by the Committee on Judiciary have amended the same, and report the bill back with the recommendation that the amendments be considered engrossed and the bill placed on file for 3rd reading: also H.B. No. 190, have amended the same, and report it back to the Senate with the recommendation that amendments be considered engrossed and placed on file for 3rd reading.

E. S. Randall
Chairman

Mr Hayes moved
To adopt report
Carried.

Mr Hayes moved
To suspend the Rules and
To take up Bills on 3rd Reading
Carried.

Mr Hayes moved
To place H.B. No. 190 on 3rd reading and final

passage,
Carried.

H. B. No. 190 "A Bill for an act to pro-
"vide a fund for the building and main-
"tenance of the Agricultural College of
"Colorado"
Read 3d time and
Passed by following vote:
Ayes. Messrs Bennett, Butters, Cleaves,
De France, Ellsworth, Gardner,
Hall, Hamill, Haynes, Hill, Lobe-
now, Macneill, Meldrum, Mooney-
han, Randall, Rockwell, Sauer-
der and Webster — 18

Noes. - Messrs Lehlbach and Hansen — 2

Absent and Not Voting
Messrs Barela, Baker Gannon,
Hamilton, Meyer and Taylor — 6

Title agreed to.

Mr Randall moved
To place S. B. No. 58 on 3d reading and
final passage
Carried.

S. B. No. 58 read 3rd time and passed by following vote

Ayes - Messrs Butler, Deacon, Liddell, De France, Ellsworth, Hamill, Haynes, Hill, Johnson, Maxwell, Meldrum, Randall, Rockwell, Saunders, Webber, Gardner Woynaban - 17

Noes - Messrs Bennet and Hussey - 2

Absent and Not Voting

Messrs Barela, Bates, Gassaway, Hall, Hamilton, Meyer and Taylor - 7

Mr Haynes moved

To amend the Title so that it will read as follows. "An act to create an Institute for the Education of the Deaf and Blind, Provide for its support and management and to repeal all laws for the organization, management and maintenance of the Institute for the Education of Deaf" and

Title agreed to as amended

Hon Ellsworth moved

To adjourn

Carried

So at 10 45 P.M. the Senate adjourned.

Journal of the Senate

Martes 5 de 1877

Aprobado

General Assembly of Maryland.

Senate

First Session

Monday. March 5th 1877

Senate met pursuant to adjournment.

Lieutenant Governor presiding

Roll Call.

Absent - Messrs De France, Johnson, Meyer and Saunders (excused) Barela, Gardner, Hamill, Hayner. Maxwell, McMaxwell, McMeldrum and Webster

Journal read

Prayer by the Chaplain.

Messrs Meldrum and Webster appeared and took their seats

Journal of Saturday, March 3d read.

Mr Hamill appeared and took his seat

Mr Taylor moved —
To grant Mr Barela further leave
of absence until Wednesday next —
Carried —

Mr Hayner appeared and took his seat

Mr Lelelland moved, —
To amend the Journal so that the de-
cision of the President on Point of Order
of Mr Hamill should read: "on 3rd read-
ing and final passage." —
Ayes and Noes called with following re-
sult —

Ayes — Messrs Brandt Lelelland Ellsworth
Gaussoin, Hamilton, Hayner, Hill
Moyna han, and Taylor — 9 —

Noes — Messrs Burtis, Beacom, Hall
Hamill, Hansen, Meldrum, and
Webster — 7 —

Absent and Not Voting —
Messrs Barela, Baker De France,
Gardner, Johnson, Maxwell, Meyer,
Randall and Rockwell — 10 —

So the Journal was corrected. —

Mr. Hamill moved
That the Journal be corrected so as to show that "Mr Hamill raised a Point "of Order that the bill could not be a-"mended as it was on its final passage" - carried.

Mr Bennett made remarks in reference to the same

Mr Butters made a Point of order That he was not confining himself to the subject matter under consideration

Mr President decided the Point of order not well taken

Mr Webster moved
To further correct the Journal so as to show as follows viz
"Mr De France moved to amend H. B. No. 241, "by adding to said bill a section providing "that the question as to dividing the County "should be submitted to a vote of the "People"
"Mr Hamill objected to an amendment "being offered on the passage of the bill, "Mr De France withdrew the amendment"

Carried

The Journal of Saturday, March. 3 was
then approved, as Corrected.

Report of Standing Committees.

Committee on Enrollment by its Acting Chairman, Mr Hill, reported.— S. B. No. 28 "A Bill for an act regulating "Elections and repealing all Territorial "acts upon the Subject" duly to the Senate "as correctly Enrolled.

Joint Committee on Enrollment, by its Chairman, Mr Hamilton, reported.— S. J. R. No. 14 "Relative to Sections 16. and "36 of the Public Lands" H. J. R. No. 4. "To establish a Military "Post in Grand County, State of Colorado". and H. J. R. No. 9. "Memorial to the Secretary of "War praying for the establishing of a "Military Post in the Uncompahgre Valley "in the State of Colorado." Correctly enrolled and signed by the Speaker of the House.

Committee on Stock, by Mr Hall, reported S B. No. 80. "A Bill for an act, "concerning Fences and Enclosures in the "State of Colorado" duly to the Senate recommending that it do pass.

Committee on Roads and Bridges, by its Chairman, Mr Hixson, reported.

H. B. No. 69. "A Bill for an act to le-
"galize the Roads and Highways within
"the State of Colorado" ——————

S. B. No. 113. "A Bill for an act relating
"to Fords" and ——————

S. B. No. 164 "A Bill for an act concern-
"ing Toll Roads and Bridges" both to the
Senate, recommending, that S. B. No 113
and S. B. No. 164 be laid upon the Table.—

Committee on Finance, Ways and Means

by its Chairman, Mr Butler reported. ——————

H. B. No. 267. "A Bill to re-imburse the
"County of Arapahoe" back to the Sen-
ate, recommending that it be laid on
the Table ——————

Committee on Counties and County Lines

by its Chairman, Mr Hall, reported. ——————

S. B. No. 111 "A Bill for an act providing
"for the time when the Sheriffs of the
"Counties of this State shall commence
"their term of office" back to the Senate
recommending that it be laid on the Table-

Reports of Special Committees

Special Committee on S. B. No. 46 "to "bill for an act to establish a Board "of Police Commissioners in certain Cities "of the first class" by its Chairman, Mr Butler, reported the Bill back to the Senate recommending that it be laid upon the Table

Committee of Conference on S. B. No. 30 "A Bill for an act for the Protection of Wild "Game and Insectivorous Birds" reported as follows:

Mr President.

The Committee of Conference appointed on the disagreement of the Two Houses on Senate Bill No. 30, have had the same under consideration and report that they could not agree upon the amendments and substitutes thereto, herewith

N. N. Weibler

L. L. Ellsworth

Committee on part of Senate.

Mr Bennett moved.

To grant Mr Gardner leave of absence until to-morrow

Carried.

Mr Butler moved
To agree to report of Committee on
S.B. No. 43
Carried

Mr Butler moved
To agree to report of Committee on H.B.
No. 267.
Carried.
Mr Randall moved.
To concur in Amendments proposed by the
House to S.B. No. 43 "A Bill for an act
"to provide for the Selection, Location,
"Appraisal, Sale and Leasing of State Lands"
as follows.
To Sec. 4 of Article 3
" Sec. 13 of Article 4 first amendment
" Sec. 27 of Article 11
" Sec. 24 of Article 4 2nd
New Sections numbered 30. & 31 added by the
House.
Ayes and Noes called with following re-
sult

Ayes- Messrs Bennett, Butler, Deacon,
Delelland, Ellsworth, Gannon, Hall,
Hamill, Haynes, Henson, Hill Mil-
dren, Hoyneaux, Randall, Tay-
lor and Webster 16.

Noes ——— None.

Absent and Not Voting ———

Messrs Barela, Baker, DeFrance, Gardner, Hamilton, Johnson, Maxwell, Meyer, Rockwell and Saunders ——— 10.

So the Senate concurred in such amendments.

Mr Randall moved ———

To non-concur in amendments proposed by the House to S. B. No 43, as follows. ———

To Section 3 of Article 3. ———

" Section 9 of Article 4, ———

" Section 12 of Article 4 and ———

" additional Amendment to Section 13 of Article 4. ———

Ayes and Noes called with following result ———

Ayes—Messrs Butler, Delelland, Ellsworth, Fransioli, Hall, Hamill, Hayes, Hewson, Hill, Meldrum, Mojzisek, Randall, Taylor and Webster ——— 14—

Noes. ——— None

Absent and Not Voting ———

Messrs Barela, Bates, Bennett, Coleman, de France, Gardner, Hamilton, Johnson, Maxwell, Meyer, Rockwell, and Saunders ——— 12.

So the Senate refused to concur in such amendments.

Mr Randall moved to concur in amendments proposed by the House to Section 3 of Article 3 of S.B. No. 43,

Ayes and Noes called with following result.

Ayes.- Messrs. Bennett, Butler, Coleman, Delelland, Gassaway, Hagner, Hanna, Hill, Meldrum, Randall, Taylor, and Webster ——— 12

Noes.- Messrs. Ellsworth, Hall, Harwell, and Moyneahan ——— 4

Absent and Not Voting

Messrs Barela, Bates, de France, Gardner, Hamilton, Johnson, Maxwell, Meyer, Rockwell and Saunders- 10

So the Senate concurred in such amendments.

Message from the House.

State of Colorado

Chamber of the House of Representatives

Denver, March 5th 1877.

To the Honorable

The Senate of the State of Colorado.

I am instructed to inform your Honorable Body, that the House has passed S. B. No. 108 and refuses to pass S. B. No. 140 both of which are herewith transmitted.

Respectfully

N. B. Fellows

Chief Clerk of the House

Mr Hayes moved.

To amend House amendment to Section 1, of S. B. No. 154 "A Bill for an act concerning Jails" etc. by adding to the same, the words "or when the County owns a Jail enclosed in any other place in the County" - Lowndes.

Mr Butler moved

To concur in 1st 2nd and 4th Amendments (as amended) proposed by the House to S. B. No. 154

Ayes and Noes called with following result.

Ayes.- Messrs Brunet, Butler, Chacon, Clelland, Ellsworth, Gaussoin, Hall, Hamilton, Hayden, Hutchison, Hill, Meldrum, Morgenstern, Randall, Taylor and Webster ——— 16-

Noes. ——— None

Absent and Not Voting ———

Messrs. Barela, Baker, De France, Gardner, Hamill, Johnson, Marshall, Meyer, Rowland and Wilder ——— 10-

So the Senate concurred in said amendments ———

Mr Butler moved ———
To non-concur in 3rd 5th and 6th Amendments proposed by the House to S.B. No. 152 ———
Ayes and Noes called with following result ———

Ayes.- Messrs Brunet, Butler, Chacon, Ellsworth, Gaussoin, Hall, Hamilton, Hayden, Hutchison, Hill, Meldrum, Morgenstern, Randall, Taylor and Webster ——— 15-

Noes.- Mr Clelland ——— 1-

Absent and Not Voting

Messrs Barker, Baker, De France, Gardiner, Hamill, Johnson, Maxwell, Meyer, Rockwell and Saunders — 10.

So the Senate refused to concur in such amendments.

Mr. Meyerhein moved

To lay report of Committee on Penitentiary on S. B. No. 154, on its Table

Carried.

Mr Butler moved

To agree to report of Committee of the Whole on Section 50 of S. B. No. 37 "A Bill for an act "to establish and maintain a system of "Free Schools."

Carried.

Mr Webster moved

To non-concur in amendment proposed by the House to Section 50 of S. B. No. 37.

Ayes and Noes called with following result.

Ayes—Messrs. Bennett, Butler, Deacon, Edlemeth, Gaussoin, Hall, Hamilton, Haynes, Howes, Hill, Meldrum,

Randall, and Taylor — 13.

Nays - Messrs Moyniham and Nobles — 2.

Absent and Not Voting

Messrs Banks, Bates, Lelland, de-
France, Gaudren, Hamill, Johnson,
Manwell, Meyer, Rockwell, and
Saunders — 11

So the Senate refused to concur in such
amendment.

Mr Hayes moved that the Senate ask for a Committee of Conference on the disagreements of the two Houses relative to S. B. No. 57. — Carried. — and

The President appointed as members of such Committee - on the part of the Senate, Messrs Hayes, Nobles and Manwell.

Mr Moynihan moved to adjourn — Carried.

So at 12 M. the Senate adjourned.

Afternoon Session

Senate met at 2 P. M.

Reading of Bills

H. B. No. 198, "A Bill for an act to pay the "rent of the State Library Room"

Read 1st time

H. B. No. 245 "A Bill for an act to provide "for the expense of court pleading and perfecting "the records in the office of the Secretary of "State

Read 1st time

H. B. No. 62 "A Bill for an act to prevent "the Firing of Timber or Prairies"

Read 1st time

H. B. No. 212 "A Bill for an act in relation "to Municipal Corporations"

Read 1st time

Unanimous consent being given

Mr Bullen presented the following report

Mr President.

The Senate Conference Committee on Senate Bill No. 61, have had the same under consideration and report it back with the recommendation that the Senate Substitute to Section 115 be concurred in by the House.

Geo. N. Wilson

Jno. H. Stokes

House Committee

Alfred Butler

Isaac N. Hill

Senate Committee

H. B. No. 269 "A Bill for an act to provide "for paying the late Territorial Ledger" Read 2nd time and Referred to Committee of the Whole.

H. B. No. 69 "A Bill for an act to legalize "the Roads and Highways within the State "of Colorado" Read 3d time and Fourteen days granted.

Unfinished Business

The Bills were read and The President announced the signing of

H. F. R. Bill No. 14, F. R. No. 9 and S. F. R. Bill No. 4

Mr Hall moved,
To adopt report of Committee on S. B. No. 41—
Carried

Mr Butler moved,
To adopt report of Committee on S. B. No. 113—
Carried

Mr Hamill moved,
To agree to report of Committee on S. B. No. 61—
Carried.

Mr Ellsworth moved,
To adopt report of Committee on S. B. No. 164—
Carried

Mr Butler moved,
To adopt report of Committee on Finance Ways and Means on H. B. No. 205 "A Bill for "an act to provide for paying the Expenses "of the State Penitentiary"
To order amendments engrossed and
To place Bill on file for 3d reading.
Carried

Mr Bates moved

Mr. the Senate has resolved itself into the Committee of the Whole on General File

Chair

So the Senate went into Committee of the Whole with Mr Bates in the Chair

Mr Committee of the Whole rose.

Mr Senate resumed its Session

Mr following report was read.

Mr President

Mr Committee of the Whole House has had under consideration the General File.

Has made sundry amendments to S.B. No. 110 "A Bill for an act Concerning "Surveys" and recommend that amendments be agreed to, and that Bill be considered engrossed and placed on file for 3d reading

Joseph E. Bates

Chairman.

Mr Meldrum moved.

To adopt report
of Com.

Mr. Ellsworth moved

To suspend the rules and

To place S.B. No. 110 on its 3d reading and
final passage

Carried.

S.B. No. 110 read 3d time and

Passed by following vote

Ayes - Messrs Baker, Bennett, Bettencourt,
Deacon, Delelland, Ellsworth, Gaus-
vin, Hall, Hamilton, Haynes,
Hewson, Hill, Weldron, Moyni-
han, Randall, Taylor and Web-
ster and Hamill 18

Noes None

Absent and Not Voting

Messrs Barela, De Franco, Gard-
ner, Johnson, Marvell, Meier,
Rockwell and Saunders 8

Title agreed to

Mr Baker moved

To adjourn until to-morrow at 9 a.m.
Ayes and Noes called with following
result

Ayes.—Messrs Bates, Ellsworth, Gaus-
sois, Hall, Harvill, Hawkins,
Haynes, Hewson, Meldrum, Mey-
nard, — 10

Noes.—Messrs Bennett, Butler, Deacon
Delelland, Hill, Randall, Taylor
and Webster — 8.

Absent and Not Voting
Messrs Barker, de France, Gard-
ner, Johnson, Maxwell, Meyer
Rockwell and Saunders — 8

So at 4 P.M. the Senate adjourned.

Journal of the Senate

March 6th 1877

Approved.

General Assembly of Louisiana

Senate

First Session

Tuesday, March 6th 1877.

Senate met pursuant to adjournment

Lieutenant Governor presiding

Roll Call

Absent.- Messrs Barrle, De France, Johnson, Meyer and Saunders (excused) Hayes, Hinson, Meldrum, Moyniahan, Rockwell and Webber

Quorum present.

Prayer by the Chaplain.

Messrs Hayes and Moynihan appeared and took their seats

Journal of yesterday read and approved

Messrs De France, Havens, Muldrow, and Webber appeared and took their seats.

Reports of Standing Committees

Joint Committee on Enrollment by its Chairman, Mr Hamilton reported. S. B. No 14. H. B. No. 1 and H. B No. 9 presented to His Excellency, the Governor for his approval, at 4 O'clock P. M. March 5th 1877.

Committee on Judiciary by its Chairman, Mr Bennett reported. S. B. No. 105, "A Bill for an act to abolish "the Grand Jury System" &c.

S. B. No. 42 "A Bill for an act providing "for the Foreclosure of Deeds of Trust"

S. B. No. 56 "A Bill for an act concerning "Trust Deeds and Mortgages"

S. B. No. 110 "A Bill for an act relating to "Mortgages" and

S. B. No. 68 "A Bill for an act providing "for the payment of costs by the State in "certain criminal cases" back to the Senate with a substitute for S. B. No. 105 recommending that the same be passed, and referred to Committee of the Whole.

with amendments to S. B. No 56, recommending that the same be agreed to, and bill filed for 3rd reading. Also

Recommending that S. B. No. 68 be ordered printed, and S. B. No 42 and S. B. No 100 be laid on the Table.

Committee on Enrollment by its acting Chairman, Mr. Hill, reported.

S B. No. 24 "A Bill for an act relating "to Bonds and interest thereon hereto- "for issued by counties. Titles and Towns-

S. B. No. 25 "A Bill for an act to repeal "certain laws relating to Corporations"-

S. B. No. 53 "A Bill for an act to authorize the District Courts to allow Fees to "Counsel assigned to Prisoners in certain "Cases"

S. B. No. 81 "A Bill for an act to authorize the Governor of the State to make an "the Grand Government a requisition "for arms and to give Bond for the same-

S. B. No. 108 "A Bill for an act to provide "for the Compensation of the Members of "the General Assembly" and

S B. No. 129 "A Bill for an act appro- "priating money for the maintenance "of the State Board of Health" back to

the Senate concurring Excuse them

Reading of Bills

S. B. No. 56 Read 1st time

H. B. No 62 "A Bill for an act to prevent
"the Firing of Timber or Prairie"
Read 2nd time and
Referred to Committee of the Whole.

H. B. No. 198 "A Bill for an act to pay
"the rent of the State Library Room"
Read 2nd time and
Referred to Committee of the Whole

H. B. No. 245 "A Bill for an act to pro-
"vide for the expense of compiling and
"perfecting the records in the office of
"the Secretary of State"
Read 2nd time and
Referred to Committee of the Whole.

A H. B. No. 212 "A Bill for an act in re-
"lation to Municipal Corporations"
Read 2nd time and
Ver Ellsworth moved
To refer to Committee on Incorporations.

Senate

Unanimous consent being given
Committee on Counties and County
Lines by its Chairman, Hon Hall re-
ported

S. B. No 74 "A Bill for an act defining
"boundary lines of Counties" etc. back
to the Senate, with recommendation to
place on file for 1st reading

Unanimous consent being given,
Committee on Judiciary by its Chair-
man, Hon Bennett reported
H. B. No. 238 "A Bill for an act to provide
"for the sale of Lots and Parcels of Land,
"in Orchard City and to repeal other
"laws" back to the Senate with amend-
ment and recommendation to agree to
amendment and place bill on file for
3d reading.

Unanimous consent being given,
S. B. No. 74 read 1st time

Unanimous consent being given,
Committee on Elections by its Chair-
man Hon Haynes reported

S. B. No. 11 "A Bill for an act to de-
"vide the Senators elected to the 1st
"Legislative Assembly into two class-
es, &c. back to the Senate with amend-
ment and recommending that the bill
as amended be printed"

Mr Hayner moved,
To adopt the report and
To refer A.S. B. No. 11 to Committee on
Printing with orders to report
forthwith

Mr Hayner moved
To adjourn
Carried

So at 11½ am. the Senate adjourned.

Afternoon Session

Senate met at 2 P.M.

Unanimous consent being given.

Committee on Finance, Ways and Means by its Chairman, Mr Butler, reported

H. B. No. 71 "A Bill for an act making "an appropriation for Insane Paupers" back to the Senate with amendment.

Unanimous consent being given.

Committee on Engrossment by its Chairman, Mr Mansell, reported

S. B. No. 80 "A Bill for an act Concerning "Fruces and Enclosures in the State of Col- "orado" and

Amendments to H. B. No. 205 "A Bill for "an act for the purpose of paying the "expenses of the State Penitentiary" back to the Senate correctly engrossed.

H. B. No. 71 and Amendments proposed by the Committee on Finance, Ways and Means taken up.

Mr Butler moved

To agree to such amendments

Carried.

Mr Bulten moved

To order amendments engrossed and

To place bill on file for 3rd reading

Carried.

Message from the House.

State of Colorado.

Chamber of the House of Representatives.

Denver, March 6 1877.

To the Honorable

The Senate of the State of Colorado.

I am instructed to inform your Honorable Body that the House, has concurred in Senate's amendment to House Amendment to Sec. 1 of S. B. No. 154. and has receded from its amendments to Sec. 2 and 17 of same bill

also.

That the House has receded from its amendment to Sec. 9 of Art. 4 of of S. B. No. 43 and insists upon its amendments to Sec. 3 of Art. 3, Sec. 12 of Art. 4. and 2nd Amendment to Sec. 13 of Art. 4 of same bill

also.

That the House has appointed Messrs Kruse, Lingford and Mayer on the part of the House on the Conference Committee relative to S.B. No. 37.

also.

That the House requests the return of S. B. No. 140

S. B's. No. 154. and 43 are herewith transmitted.

Respectfully

N. B. Fellows

Chief Clerk of the House.

Mr Butters moved:

To return S. B. No. 140 "A Bill for an act "to amend Chapter 61 of the Revised Stat- "utes of Colorado" to the House as per request

Mr Bennet moved

To refer S. B. No. 140 and Request of the House in relation thereto, to Committee on Military Affairs

Carried.

Unanimous consent being given.

Joint Committee on Enrollment by the Chairman, Mr Hamilton, reported.

S. B. No. 28, S B. No. 24, S. B. No. 81, S. B. No. 81, S. B. No. 108, S. B. No. 129, H. B. No. 54 and H. B. No. 174 Correctly enrolled and signed by the Speaker of the House.

The Title was read and

The President announced the signing of

S. B. No. 24.

S. B. No 129.

S B. No. 81,

S. B. No 53.

S B. No 28 "A Bill for an act regulating "Elections and repealing all Territorial "Acts upon the Subject"

S B. No 129 "A Bill for an act concerning "the State Board of Health"

H. B. No. 174 "A Bill for an act concerning damages" etc and

H. B. No. 54 "A Bill for an act concerning "Chattel mortgages" etc

Mr Moynahan moved that the Senate now resolve itself into the Committee of the Whole on General Files

Carried

So the Senate went into Committee

of the Whole with
Mr Mayrhauser in the Chair

The Committee of the Whole rose.
The Senate resumed its session and
The following report was read.
Mr President.

The Committee of the Whole
House have had under consideration
the General File
Have amended S. B. No. 59 "A Bill for
"an act Concerning County Lines" etc.
and report it back to the Senate recom-
mending that amendments be agreed to,
and bill as amended engrossed for
3d reading.

Report S. B. No. 64 "A Bill for an act
"Concerning a Cadet for the State" back
to the Senate, recommending that the
bill be referred to Committee on Ways
and Means.

Have received House papers with S. B.
No 78 "A Bill for an act Concerning
"School of Mines" and ask leave to sit
again.

James Mayrhauser.

Resolutions.

Mr Meldrum moved
To adopt report and
To grant request
Carried.

Mr Hayes moved
To refer Report of Committee on Fees and Salaries on S. B. No. 86 to Committee on Printing, with orders to print
Carried.

Mr Bennett moved
To adopt Report of Committee on Judiciary on H. B. No. 238
Carried.

Mr Randall moved.
To appoint Committee of Conference on S. B. No. 43 "A Bill for an act concerning "Public Lands"
Carried

The President appointed as such Committee Messrs Randall, Butler and Bennett.

Mr Bennett moved.

To grant Mr Ellsworth leave of absence for remainder of to-days session. Carried?

Mr Webster moved. To adjourn Carried

So at 5-45 P.M. the Senate adjourned.

Evening Session

Senate met at 7½ P.M.

Mr Randall moved. That the Senate now resolve itself into the Committee of the Whole on General File. Carried

So the Senate went into Committee of the Whole with

Mr. Moynahan in the Chair.

The Committee of the Whole rose

The Senate resumed its session.

The following report was read.

Mr President

The Committee of the Whole House have had under consideration the General File.

Have amended S. B. No. 63 "An Bill for an "Act concerning Roads and Public Highways" and report the same back to the Senate recommending that it be referred to Committee on Roads and Bridges

James Moynahan

Chairman

Mr. Moynahan moved

To adopt report

Carried

Mr Hinson moved

To take from the Table S. B. No. 65 "An Bill "for an act to enable Towns to issue "Bonds"

Lost

Mr. Branch moved
to adjourn
Ayes and Noes called with following
result.

Ayes.- Messrs Branch, Deacon, Gardner,
Jamison, Hall, Hill, Manwell,
Meldrum, Randall and Taylor- 10 -

Noes.- Messrs, Butler, Lelelland, Hamilton, Hewson, Moynahan and Webster ——— 6 -

About and Not Voting ———

Messrs Banks, Baker, De France,
Ellsworth, Hamill, Haynes, Johnson, Meyer, Rockwell ——— 10 -

So at 9 15 P.M. the Senate adjourned. -

Journal of the Senate

March 1st 1877

Approved

General Assembly of Colorado

Senate

First Session

Wednesday, March 7th 1877

Senate met pursuant to adjournment

Lieutenant Governor presiding.

Roll Call

Absent.—Messrs Dr France, Solomon, Barela and Meyer (excused) Bates Weldrum, Weyrauch, Rockwell and Webber

Quorum present.

Prayer by the Chaplain

Mr Bates appeared and took his seat

Journal of yesterday read and approved.

Mr Weldrum appeared and took his seat.

Reports of Standing Committees

Joint Committee on Enrollments by its Chairman, Mr Hamilton, reported Senate Bills No. 24. 28. 53. 81. 108 and 129 and House Bills No 52 and 174 presented to His Excellency, the Governor for approval, at 4 O'clock P.M. March 6th 1877.

Committee on Engrossments by its Chairman Mr Maxwell reported. Amendments to H. B. No. 71 "A Bill for "an act making an appropriation for "Insane Paupers" back to the Senate Correctly engrossed.

Mr Waterhouse appeared and took his seat.

Reading of Bills

S. B. No. 56 "A Bill for an act concerning "Trust Deeds and Mortgages" Read 2nd time and Mr Bennett moved To refer to Committee on Printing with orders to print Carried.

S. B. No. 70 "A Bill for an act defining the Boundary Lines and designating the County Seats of the several Counties of the State" etc

Read 2nd time and Ordered

Mr Hall moved To refer to Committee on Printing with orders to print.

Carried.

H. B. No. 205 "A Bill for an act for the purpose of paying the expenses of the State Penitentiary"

Read 3rd time and Passed by following vote

Ayes.—Baker, Bennett, Bullen, Beacon, Clelland, Ellsworth, Gardner, Gaussoin, Hall, Hamilton, Haynes, Hewes, Hill, Maxwell, Meldrum, Moyneaux, Randall, Saunders and Taylor—19

Noes. None

Absent and Not Voting Messrs Barta, De France, Hamill, Johnson, Meyer Rockwell and Webster—7

Bill agreed to

H. B. No. 71. Read 3d time and passed by following vote

Ayes.—Messrs. Branch, Butters, Educon, Lelelland, Ellsworth, Gardner, Garrison, Hall, Hamilton, Hayner, Hewes, Hill, Maxwell, Meldrum, Moynahan, Randall, Saunders and Taylor ——— 18

Noes.—Mr Baker ——— 1

Absent and Not Voting

Messrs. Barela, De France, Hamill, Johnson, Meyer, Rockwell, and Webster ——— 7

Bill agreed to

Mr Webster appeared and took his seat

S. B. No. 80 "A Bill for an act concerning Fences and Enclosure in the State of Colorado"

Read 3d time and

Passed by following vote

Ayes.—Messrs Baker, Branch, Butters, Educon, Lelelland, Ellsworth, Gardner, Garrison, Hall,

Hamilton, Hewes, Maxwell,
Meldrum, Morgenthau, Randall,
Saunders, Taylor and Webster — 18.

Ayes, — Noes

Abstained and Not Voting

Messrs Burke, De Francis, Hamill, Haynes, Hill, Johnson, Meyer, and Rockwell — 8

Title agreed to

Mr Ellsworth moved,
That the Senate now resolve itself into the Committee of the whole on General File.
Carried

So the Senate went into Committee of the whole with Mr Ellsworth in the Chair.

Mr Committee of the Whole rose, — Mr Senate resumed its session — and — Mr following report was read.

Mr President

The Committee of the Whole House have had under Consideration the General File

Have amended S. B. No. 16 "A Bill for an "Act to amend Chapter 22 of the Revised "Statutes" etc. and report it back to the Senate, recommending, that it be engrossed and placed on file for 3rd reading.

Have made some progress with A. H. B. No. 270 "A Bill for an act concerning "payment for Stock Killed by Railroads" and ask leave to sit again

L. L. Ellsworth

Adv Carried

Mr Ellsworth moved.
To adopt report and
To grant request.
Carried.

Mr Saunders moved.
To adjourn
Carried

So at 12 M the Senate adjourned.

Afternoon Session

Senate met at 2 P.M.

Message from the House.

State of Colorado

House of Representatives

Denver, March 7th, 1877.

To the Honorable

The Senate of the State of Colorado.

I am instructed to inform your Honorable Body that the House has concurred in the Senate amendments to H. B. No. 241 - Has amended and passed the Gunnison County bill. S.B. No. 75, and has amended and passed S B. No 153. -- S. B's. No. 75 & 153 are herewith transmitted

Respectfully

W. B. Felker

Chief Clerk of the House.

Mr Maxwell moved

That the Senate now resolve itself into the Committee of the whole on General File

Carried.

So the Senate went into Committee of the Whole, with, Mr Ellsworth in the Chair.

The Committee of the Whole rose. The Senate resumed its session. The following report was read.

Mr President

The Committee of the Whole House have had under consideration the General File.

Have amended S. B. No 139, "A Bill for an "Act Concerning Liquors" etc. and report it back to the Senate recommending, that bill be amended engrossed and filed for 3rd reading

L. L. Ellsworth

Chairman

Mr Ellsworth moved To adopt report Carried.

Mr Ellsworth moved To adjourn Carried,

So ordered that the Senate adjourned.

Evening Session.

Senate met at 7½ P. M.

Mr Hamill moved.
That the Senate now resolve itself into Committee of the Whole on General Bills.
Carried

So the Senate went into Committee of the whole with Mr Bennett in the Chair

Mr Committee of the Whole rose
The Senate resumed its session
The following report was read.
Mr President

The Committee of the whole House has had under consideration the General File.

Have amended S. B. No. 146 "A Bill for an "act concerning Drainage of Mines" and report it back to the Senate, recommending that it be ordered engrossed and placed on file for 3rd reading.

Have amended, H. B. No. 270 "A Bill for "an act concerning Stock Killed by rail- "roads" and report it back to the Senate recommending, that amendments be agreed to, and engrossed and bill placed on file for 3rd reading.

Report H. B. No. 245 "A Bill for an act "concerning Clerical assistance in office "of Secretary of State" and H. B. No. 198 "A "Bill for an act concerning rent of State "Library Room" back to the Senate recommending that they do pass.

Have amended H. B. No. 269 "A Bill for "an act concerning the late Tribunal "Judges" and report it back to the Senate recommending, that amendments be agreed to and engrossed, and bill placed on file for 3rd reading.

Report H. B. No. 62 "A Bill for an act to "prevent the firing of Timber or Prairies"

bucklo the Senate, recommending that it be laid on the Table.

H. P. Brunch

Chairman

Mr Hamill moved

To adopt the report except as to H. B. No. 62

Carried.

Mr Brunch moved

To lay H. B. No. 62 on the Table

Ayes and Noes called with following result.

Ayes.- Messrs Brunch, Chacon, Clelland, Hamill, Hanson, Hill and Moynahan — 7

Noes.- Messrs Bulton, Ellsworth, Gardner Hamill, Macneill, Randall and Webster — 7

Absent and Not Voting

Messrs Barela, Bates, De France, Jarvis, Hall, Haynes, Johnson, Weldon, Meyer, Rockwell, Saunders and Taylor — 12

Pending the decision of the question

Mr Randall moved

To adjourn

Samuel

So ask 9.30 p.m. the Senate adjourned.

Journal of the Senate

March 8th " 1897.

Approved

General Assembly of Colorado

Senate

First Session

Thursday, March 8th 1877.

Senate met pursuant to adjourn-
ment

Lieut Gov presiding

Roll Call.

Absent. Messrs. Johnson and Meyer
(excused) Bench, De France,
Gaussoin, Hayner, Meldrum,
Rockwell and Webster

Quorum present

Prayer by the Chaplain.

Journal of yesterday read and approved

Messrs Bench De France, Gaussoin,
Hayner, Meldrum, and Webster
appeared and took their seats.

Reports from Standing Committees

Committee on Agriculture and Manufactures by its Chairman, Mr Gardner, reported

H. B. No. 45 "A Bill for an act to provide "for the protection and preservation "of Fish" back to the Senate without amendment recommending that it do pass.

Mr Hall moved

To adopt report

Carried

Joint Committee on Enrollment by its Chairman, Mr Hamilton, reported.

H. B. No. 32 and H. B. No. 207 Correctly enrolled and signed by the Speaker of the House.

Mr Tittmann read. And

The President announced the signing of H. B. No. 32 "A Bill for an act relating to the Town site of the Town of Idaho Springs" etc. And

H. B. No. 207 "A Bill for an act concerning San Juan County"

Committee on Engrossment, by its Chairman, Mr Maxwell, reported. — H. B. No. 238, "A Bill for an act providing for the sale of Lots and Parcels of Land in the City of Central" etc back to the Senate correctly engrossed. —

Committee on Enrollment, by its Chairman, Mr Hill. reported. — S. B. No. 154 "A Bill for an act concerning Jails" etc back to the Senate correctly enrolled. —

Message from the House.

State of Colorado

Chamber of the House of Representatives

Denver, March 7th 1877.

To the Honorable

The Senate of the State of Colorado. —

I am instructed to inform your Honorable Body that the House has appointed Messrs Pierce, Ransom, and McCurdy on the Conference Committee relative to S. B. No. 43. —

Respectfully —

N. B. Felker —

Chief Clerk of the House. —

the Committee on Amendments proposed by the House to Sec. 20 of S. B. No. 153, "An Bill for an act concerning the State Penitentiary" etc.

Ayes and Noes called with following result.

Ayes - Messrs. Baker, Brunck, Butters, Deacon, Delelland, Ellsworth, Gardner, Gaussoin, Hanson, Hill, Mansell, Meldrum, Moyneaux, Randall, Saunders and Taylor ---------- 16.

Noes ---------- None.

Absent and Not Voting

Messrs Barela, De France, Hall, Hamill, Hamilton, Haynes, Johnson, Meyer Rockwell and Webster-10

So the Senate concurred in such amendment, ----------

Reading of Bills

H. B. No. 238 read 3rd time and Passed by following vote

Ayes. Messrs Bales, Brandt, Butters, Claasen, Delelland, Ellsworth, Gardner, Jameson, Hall, Hansen, Hill, Maxwell, Meldrum, Moyneahan, Randall, Saunders and Taylor ——— 17

Noes. ——— None.

Absent and Not Voting ———

Messrs Barela, De France, Hamill, Hamilton, Hayner, Johnson, Meyer Rockwell and Webster ——— 9

Title agreed to.

H. B. No. 198 "A Bill for an act to pay "the rent of the State Library Room".

Read 3rd time and

Passed by following vote

Ayes Messrs Bales, Brandt, Butters, Claasen, Delelland, Ellsworth, Gardner, Jameson, Hall, Hansen, Hill, Maxwell, Meldrum, Moyneahan, Saunders and Taylor ——— 16.

Noes ——— None

Absent and Not Voting

Messrs Barela, Hamill, Hamilton, Haynes, Johnson, Meyer, Randall, Rockwell, De France and Webster — 10.

Title agreed to.

H. B. No. 245 "A Bill for an act to "provide for the expense of completing "and perfecting the records in the office of the Secretary of State" —

Read 3rd time and

Passed by following vote —

Ayes. — Messrs Bales, Bennet, Button, Chacon, Ellsworth, Gardner, Gaunson, Hall, Hansen, Manwell, Meldrum, Moyneahan, Randall and Saunders — 14.

Noes. — Messrs Lelelland Hill and Taylor — 3.

Absent and Not Voting

Messrs Barela, De France, Hamill, Hamilton, Haynes, Johnson, Meyer, Rockwell and Webster — 9.

Title agreed to

H. B. No. 45 read 3rd time and passed by following vote

Ayes- Messrs Bates, Bennett, Butlers, Lehmann, Lelelland, Ellsworth, Gardner, Gausewitz, Hall, Hamill, Haynes, Heuser, Hill, Mowell, Meldrum, Moyneahan, Randall, Saunders and Taylor- 19.

Noes. None.

Absent and Not Voting

Messrs Barela Dr France, Hamilton, Johnson, Meyer, Rockwell and Webster 7.

Title agreed to

Mr Hallmond.

To concur in amendment proposed by the House to Emergency Clause to S. B. No. 75 "A Bill for an act to establish the County of Gunnison"

Ayes and Noes called with following result

Ayes- Messrs. Bates, Bennett, But-

Messrs. Bacon, Ellsworth, Gardner, Jameson, Hall, Hamill, Haynes, Hewson, Hill, Mansell, Meldrum, Moynahan, Randall, Saunders, Taylor, and Webster — 19.

Nays — Mr. Lebelland — 1.

Absent and Not Voting — Messrs. Barela, Hamilton, Johnson, Meyer, Dr. France and Rockwell — 6.

So the Senate concurred in such amendment.

Unanimous consent being given, Committee on Engrossment by its Chairman, Mr. Mansell, reported, S. B. No. 59 "A Bill for an act concerning "change of County Lines" etc." and S. B. No. 16 "A Bill for an act to amend "Chapter 22 of the Revised Statutes" back to the Senate correctly engrossed.

S. B. No 16 read 3d time

Mr. Gaussen moved

To amend Section 57.

Message from the House.

State of Colorado

Chamber of the House of Representatives

Denver, March 8th, 1877.

To the Honorable

The Senate of the State of Colorado.

I am instructed to inform your Honorable Body that the House refuses to concur in the Senate's Amendments to H. B. No. 71. — Also, that the House refuses to concur in the Senate's amendment to Sec. 1, of H. B No. 190. and has concurred in amendments to Sec. 4. 5. 6, and the additional Sections H. B's No. 71 and 190 are herewith transmitted —

Respectfully

N. B. Fellows

Chief Clerk of the House.

Mr Hansen moved

To amend the amendment proposed by Mr Gaussen by striking out the words "Two "years" and inserting in lieu thereof the words "Six months"

Mr Tennent withdrew his amendment.

Unanimous consent being given

Mr De France moved.

To strike out of Section 5 7, the words "arresting and detaining"

Lost.

Ayes and Noes called and S.B. No. 16, passed by following vote

Ayes.- Messrs. Bennett, Butler, Chaconas, Clelland, De France, Ellsworth, Gardner, Garrison, Hall, Hamill, Haynes, Hill, Maxwell, Meldrum, Moynahan, Randall, Saunders, and Webber 18

Noes.- Mr Hansen 1

Absent and Not Voting

Messrs Banks, Baker, Hamilton, Johnson, Meyer, Rockwell and Taylor 7.

Title agreed to.

Special Order.

Mr. Lowe having arrived for the consideration of H. B. No. 20 "Relative to adjournment"

Mr Bennett moved.

To refer to the Special Committee on H. B. No. 19. - Messrs Haynes, Webber and Hollands. Carried.

Message from the Governor.

State of Colorado

Executive Department

Denver, March, 8th 1877.

Hon Lafayette Head

President of Senate

Sir

I have the honor to inform you, that I have signed Senate Bills No. 36. 53. 81, 108, 129 and S. J. R. No. 14 and have filed the same with the Secretary of State.

Very Respectfully

John L. Routt

Governor.

Mr Butler moved

To insist on amendments proposed to H. B. No. 71. "A Bill for an act Concerning "Insane Paupers" and

To a 2K Committee on Conference desired. and

The President appointed as members of such Committee, on part of the Senate, — Messrs Butler and Moyne of Waldo.

On motion

To refer H. B. No. 190 "A Bill for an act "Concerning the Agricultural College to Committee on Finance, Ways and Means.

On Brunk moved

To recede from Amendments proposed by the Senate to H. B. No. 190.

On Hamlin moved.

To postpone further consideration of H. B. No. 190 until 4 P.M. to-morrow

Division called for with following result.

Ayes. — 9

Noes — 10

So the Senate refused to postpone action.

The question recurring on motion to refer H. B. No. 190.

Ayes and Noes called with following result

Ayes. — Messrs. Ellsworth, Gausseron,

Noes — Messrs. Bennett, Butler, Deacon, Delelland, De France, Gardner, Hall, Hamill, Haynes, Hill, Maxwell, Meldrum, Moyneham, Randall, Saunders, and Taylor — 16.

Abstained and Not Voting

Messrs. Banks, Baker, Hamilton, Johnson, Meyer and Rockwell, — 6

So the Senate refused to refer H.B. No. 190 to Committee on Finance, Ways and Means.

The question recurring on motion to recede from Senate amendments to H.B. No. 190.

Ayes and Noes were called with following result.

Ayes — Messrs Bennett, Butler, Deacon, De France, Ellsworth, Gardner, Hall, Hamill, Haynes, Hill, Maxwell, Meldrum, Moyneham, Randall, and Saunders — 15.

Noes — Messrs Delelland, Gannons, Hanson, Taylor and Webster — 5

Absent and Not Voting ——

Messrs. Barela, Baker, Hamilton,
Johnson, Meyer and Rockwell —— 6 —

So the Senate receded from its amend-
ment to Sec. 1. of H. B. No. 190 ——

Unanimous Consent being given ——
to Committee on Privileges by its Actg
Chairman, Mr Hall reported
S. B. No. 68. "A Bill for an act providing
"for the payment of costs by the State in
"certain Criminal cases" ——

A. S. B. No. 11 "A Bill for an act to divide
"the Senators of this General Assembly into
"two classes" and ——

A. S. B. No 105 "A Bill for an act to abolish
"the Grand Jury System" back to the Senate
correctly printed ——

Unanimous Consent being given ——
to Committee on Irrigation by its Chair-
man, Mr Beach reported. ——
H. B. No. 214 "A Bill for an act concern-
"ing adulterated Liquors" back to the
Senate without recommendation. ——

Unanimous Consent being given. ——

Special Committee on University, under
S. R. No. 15 reported as follows,
To the President of the Senate

Sir

The Special Committee appointed in conformity with Senate Resolution No. 15, in the matter of the University of Colorado, beg leave to report.

That they have been furnished by the Secretary and Treasurer of the Board of Trustees with vouchers for the following statement relative to the receipts and expenditures for the University

Receipts

1875			
May 19.	Donation by the citizens of Boulder		15.000
June 7.	Warrant of the Auditor of Colorado		5.000
" "	" " "	" " "	5.000
" "	" " "	" " "	5.000
1876			
Apl. 19.	" " "	" " "	3.500
July 12	Donation by	R. A. Fields	100
Aug. 12	Warrant of the	Auditor of Colorado	500
"	"	" "	500
"	"	" "	500
"	"	" "	500
"	"	" "	500
"	"	" "	500
"	"	" "	500
"	"	" "	500

$37,600.00

Expenditures

Paid

McPherren and Keating - for materials and Construction of University Building	29,772.20
Assessment on Ditch Stock	159.
Architect	1778.40
For Water, and Gas Pipes, Sewerage and Plumbing Trees	4820.53
Sundry Vouchers	654.69
	37,184.82
Leaving a bal. in the Treasury of	415.18
	$37,600.00

Your Com. are also informed that for the last installment due from the State Jany. 1, 1877 of 4,000
As also the installment due July 1, 1877 for 3,500.
No Auditor's Warrant has been issued and these amounts as well as the cash in the hands of the Treasurer, (415.18) are at the disposal of the Officers of the University

Your Committee would also report that certain deeds for the property oc-

copied and intended as Quinnipiac grounds together with an abstract of such property, have been furnished them which they transmit herewith and recommend that said deeds and abstract be placed in the hands of the Attorney General of this State for his Examination and approval. ——————

All of which is respectfully submitted

L. B. Ellsworth ——————

I. P. Maxwell, ——————

Isaac N. Hill ——————

N. N. Webster ——————

Eug. Gaussens ——————

Mr Webster moved ——————

To receive report and ——————

To agree to that part relating to the refusal of deeds and Abstracts to the Attorney General and ——————

To discharge the Committee ——————

Carried. ——————

Mr Webster moved ——————

To refer H. B. No 24 to Committee of the Whole ——————

Carried. ——————

Mr Bennett submitted statement in regard to Senate Bill No 53 and 222.

Mr Randall moved.
To refer H. B. No. 62 "A Bill for an act relating to the Fishing of Woods and Prairies" to Committee on Finance, Ways and Means.
Carried.

Unanimous consent being given.
Committee on Engrossment by its Chairman Mr Maxwell, reported
S. B. No. 139 "A Bill for an act Concerning "Levee" built to the Senate correctly engrossed.

Mr Maxwell moved
To suspend the Rules and
To place S. B. No. 139 on 3rd reading and final passage
Carried

S. B. No. 139 read 3rd time and
Passed by following vote
Ayes.- Messrs Bennett, Butters, Bleecn, Blelland, Dr France, Ellsworth, Gardner, Gaussoin, Hall, Hamill, Hamilton, Haynes, Hueen, Hill, Incer-

well. Muldrow, Thompson, Randall, Saunders, Taylor and Webster ... 21

Noes. ... None.

Absent and Not Voting

Messrs Banks, Bates, Johnson, Meyer and Rockwell ... 5

Title agreed to.

Mr Brandt moved
To adjourn
Carried

So at 12 M. the Senate adjourned.

Afternoon Session

Senate met at 2 P. M.

Amendments Council being given
Joint Committee on Enrollment by
the Chairman, the Hamilton reported.
S. B. No. 154. H. B. No. 205 and H. B. No. 241, cor-
rectly enrolled and signed by the Speak-
er of the House.

The Title was read and
The President announced the signing of
S. B. No. 154, "Concerning Jails"
H. B. No. 205 "Concerning State Penitentiary" and
H. B. No. 241 "Concerning County of Custer"

Message from the House

State of Colorado
Chamber of the House of Representatives
Denver, March 8th 1877

To the Honorable
The Senate of the State of Colorado
I am instructed to inform your
Honorable Body that the House has
passed S. B. No. 30, as amended by the
Conference Committee, also,
That the House has concurred in the
following amendments to H. B. No. 46 viz.
Sec. 5, 10, 13, 27, 36, 37, 50, 56, 83, 93, 95, 96
107, 110, 122, 133 and the 2nd Amendment to

Sec. 49. Has amended and concurred in amendment to Sec. 6, and refuses to concur in amendments to Sec. 12. 16. 50. 56. 111. 112 and 1st amendment to Sec. 49, and the proposed new section No. 15. ——— And has appointed Messrs Pierce, Adams and Hales on the part of the House, upon a conference Committee upon the differences between the two Houses and asks a like Committee on the part of the Senate ——— Also, ——— That the request of your Honorable Body for a Conference Committee relative to H. B. No. 71. has been granted and the House has appointed Messrs Monteith, Goodell and Reed on the part of the House on said Committee ——— S. B. No 30 and H. B. No. 461, are herewith transmitted ———

Respectfully ———

N. B. Fellows ———

Clerk pro tem of the House ———

Mr Maxwell moved ———

To increase the number of members of Committee on Enrollment by adding thereto Senators Hanson and Saunders and To instruct them to see that all bills are correctly punctuated etc. ———

Carried. ———

Mr Butler moved,
To accede to request of House for Committee of Conference on H. B. No. 44 "A "Bill for an act Concerning Revenue" Carried.

Mr Breech moved.
To request of the House Certified Copies of H. B. No. 53 - "A Bill for an act Concern- "ing Justices of the Peace" and H. B. No 222 "A Bill for an act concerning "actions brought to recover Real Property" the originals having been laid on laid by the Senate Carried.

The President appointed as members of Committee of Conference on H. B. No. 44 (on the part of the Senate) Messrs Butler, Webster and Worcester.

Mr Webster moved
To recall H. B. R. No. 20 from Special Committee on Compilation and to refer it to a Special Senate Committee to con- sist of
Messrs Breech, Butler, Hamlet, Wor- well and Randall.

Loaned.

Mr Webster moved that the Senate now resolve itself into Committee of the Whole on General File

Loaned

So the Senate went into Committee of the Whole with Mr Webster in the Chair.

The Committee of the Whole rose, The Senate resumed its Session and The following report was read.

Mr President

The Committee of the Whole House have had under consideration the General File.

Have made some progress with S.B. No. 105 and ask leave to sit again

M. M. Webster

Chairman

Mr Lelland moved To recon report.

To grant request
Carried.

Mr Hamill moved.
To instruct the Secretary to inform the House that the Senate is now in possession of House Bills No. 55 and 222 and does not require certified copies as requested
Carried

Mr Ellerson moved.
That the Senate now resolve itself into the Committee of the Whole on General File
Carried

So the Senate went into Committee of the Whole with
Mr Weber in the Chair.

The Committee of the Whole rose and
The Senate resumed its Session for the purpose of receiving the following.

Message from the House.

State of Colorado

Chamber of the House of Representatives

Denver, March 8th 1877.

To the Honorable

The Senate of the State of Colorado.

I am instructed to inform your Honorable Body that the House has adopted the report of the 2nd Committee of Conference relative to S. B. No. 61 which bill is herewith transmitted

Respectfully

W. B. Felker

Chief Clerk of the House

The Senate again resolved itself into Committee of the Whole with The Webster in the Chair

The Committee of the Whole rose, The Senate resumed its session and The following report was read.

The President

The Committee of the Whole House have had under consideration the General File

How amended S. B. No. 115 and report it back

to the Senate recommending that amendments be agreed to and bill referred to Committee on Judiciary for the purpose of adding a new Section, also that amended S. B. No. 78 "A Bill for an "Act concerning the School of Mines" and report it back to the Senate recommending that amendments be agreed to, and ordered engrossed, and bill as amended placed on file for 3rd reading.

W. W. Webber

Chairman

Mr Hamill moved,
To agree to report
Carried.

Mr Hayes moved,
To excuse Mr Hamill from Service on Special Committee and
To appoint Mr Gannon as a member of such Committee
Carried.

Unanimous consent being given
Committee of Conference on S. B. No. 43 "A Bill for an Act Concerning Public "Lands" reported as follows

Mr President

The Committee of Conference on S. B. No 43 report the same back to the Senate recommending.

That the Senate concur in House amendment to Section 3 of Article 3

That House amendment to Sec. 12 of Art 4 be amended so as to read

"Provided that no such reduction shall "exceed Ten per centum in any one Fis-"cal Year"

That in Lines 5 of House amendment to Section 13 of Article 4. Between the words "Commissioner" and "said" the following clause be inserted viz.

"But in case such bid does not equal "the minimum price of land and appris-"ed value of improvements such deficit "shall be taken from the appraised val-"ue of the improvements"

E. S. Randall

H. P. Branch

Alfred Butters

Committee of Conference on the part of the Senate

Mr Randall moved.

To adopt the report

Ayes and Noes called with the following result:

Ayes.— Messrs Bennett, Butler Chacon, Lelelland, Ellsworth, Gardner, Gaurkins, Hall, Hamill, Haynes, Henderson, Hill, Maxwell, Meldrum, Moyneahan, Randall, Saunders, Taylor and Webster — 19

Noes —— Noes

Absent and Not Voting ——

Messrs Banks, Baker, De France Hamilton, Johnson, Meyer and Rockwell — 7.

So the Senate adopted the report. ——

Mr Saunders moved ——
To adjourn until 9 A.M. to-morrow. ——
Carried ——

So at 5-45 P.M. the Senate adjourned. ——

Journal of the Senate

March 9th 1877.

Afternoon

General Assembly of Colorado

Senate

First Session

Friday, March 9th 1877

Senate met pursuant to adjournment.

Lieutenant Governor presiding

Roll Call.

Absent - Messrs Coburn and Meyer, excused; Barela, Faulkner, Gaunkers, Hayner, Hill, Meldrum, Moyer, Rockwell and Webster.

Journal read.

Prayer by the Chaplain.

Messrs Faulkner, Hill and Moyer appeared and took their seats

Journal of yesterday read and approved.

Reports of Standing Committees

Joint Committee on Enrollment by its Chairman, Mr Hamblin reported House Bills No. 32. 207. 205. 211 and S. B. No. 154 presented to His Excellency the Governor for approval at 5-30 O'clock P. M. March 8th 1877.

Committee on Judiciary by its Chairman. Mr Bruce, reported. S. B. No. 117 "A Bill for an act concerning the Printing and indexing of the Laws" S. B. No. 152 "A Bill for an act concerning the early Publication of the Laws" back to the Senate recommending, that they be referred to Special Committee on Compilation

Mr Bruce moved To adopt report Carried

Committee on Engrossment by its Acting Chairman. Mr Hill, reported S. B. No. 75 "A Bill for an act to establish the County of Gunnison" back to the Senate correctly enrolled.

Committee on Engrossment by its

Coleman, Mr Maxwell, reported.
S. B. No 146 "A Bill for an act concern-
"ing drainage of Mines"
H. B. No 269 "A Bill for an act concern-
"ing payment of Territorial Judges" &
H. B. No. 270 "A Bill for an act concern-
"ing Stock killed by Railway Companies"
back to the Senate correctly engrossed.

Messrs Gamewell, Hayner, and Meldrum
appeared and took their seats.

Reading of Bills

S. B. No. 146 read 3d time and
Passed by following vote
Ayes. Messrs Baker, Butler, De France,
Ellsworth, Faulkner, Gamewell, Hamilton, Hayner, Hill, Meldrum,
Morgenthau, Randall, Saunders,
and Taylor 14

Noes. Messrs Branch, Coleman, Coleland,
and Havens 4

Colcord and Bob Young

Messrs Banks, Hall, Hamill, Coleman, Mansell, Meyer Rockwell and

Rebels

Title agreed to

H. B. No. 269 read 3d time and passed by following vote

Ayes—Messrs Bennett, Butters, Clancy, Clelland, De France, Ellsworth, Gardner, Gausewitz, Hamilton, Hayner, Henson, Hill, Mansell, Meldrum, Moyneaux, Randall, Saunders and Taylor — 18

Noes. — None

Absent and Not Voting.

Messrs Barrla, Bales, Hall, Hamill, Johnson, Meyer, Rockwell and Webster — 8

Title agreed to.

A. H. B. No. 270 read 3d time and passed by the following vote

Ayes—Messrs Bales, Bennett, Butters, Clancy, Clelland, De France Ellsworth, Gardner, Gausewitz, Hamilton, Hill, Mansell, Meldrum,

Musgrave, Randall, Saunders
and Taylor — 12.

Nays.—Messrs Hayes and Hewes, — 2.

Absent and Not Voting

Messrs Banta, Hall, Hamill,
Johnson, Meyer, Rockwell, and
Webber — 7.

Bills amended and agreed to

Mr Webber appeared and took his seat.

Message from the House.

State of Colorado,
Chamber of the House of Representatives
Denver, March 9th A.D. 1877.

To the Honorable
The Senate of the State of Colorado—

I am instructed to inform
your Honorable Body that the House
has passed H. B. No. 75.—and
Has adopted H. C. R. No. 21, relative to
a Joint Convention to welcome mem-
bers of the Kansas Legislature
H. B. No. 75, and H. C. R. No. 21 are as enrolled

transmitted

Respectfully

N. B. Fellows

Chief Clerk of the House.

H. B. No. 76 "A Bill for an act concerning the State University"

Read 3rd time

H. C. R. No. 21 "Relative to Joint Convention to welcome Members of the Kansas Legislature"

Taken up.

Mr Butler moved

To suspend the Rules and

To adopt H. C. R. No. 21

Carried.

The President appointed as members of Joint Committee under H. C. R. No. 21 (on part of the Senate)

Messrs Bennett and Hewins.

Unanimous consent being given

Mr Worrell moved

To amend Section 6 of H. B. No. 76 by providing for transfer of title to Board

of Regents refer each should both effect.

Ayes and Noes called for and H. B. No. 76 passed by following vote. —
Ayes. Messrs Beacom, Blelland, Dr Frances Ellsworth, Gardner, Granrois, Hall, Hill, Maxwell, Meldrum, Moyreau, Randall, Saunders, and Webster — 14.

Noes - Messrs Baker and Hayes — 2.

Absent and Not Voting

Messrs. Barela, Bennet, Butters, Hamill, Hamilton, Hansen, Solomon, Meyer, Rockwell and Taylor 10.

Bill agreed to.

Unanimous consent being given Committee on Engrossment by Chr Beacom, Mr Maxwell, reported S. B. No 78 "A Bill for an act concerning a School of Mines" built to the Senate correctly engrossed.

Mr Hall moved To refer S. B. No. 59 "A Bill for an act con-

"coming change of boundary lines" etc. to
Committee on Counties and Boundary Lines"
Division called for, and motion lost by
the following vote

Ayes-5.

Noes-6.

S. B. No. 59, read 3d time and
Passed by following vote:

Ayes. Messrs. Baker, Bennett, Butters,
Lelland, Ellsworth, Gardner, Gaus-
son, Hamilton, Hayes, Hill, Mel-
drum, Moyneaux, Taylor and
Webster 14.

Noes. Messrs Bracken, Hall, Henson,
Maxwell, and Saunders 5.

Absent and Not Voting

Messrs Banks, De France, Johnson,
Meyer, Randall, Rockwell, and
Hamill 7.

Title agreed to.

S. B. No. 78, read 3d time and
Passed by following vote
Ayes. Messrs. Baker, Bennett, Bracken,

Eckland, De France, Edmonds, Gaudern, Gaessner, Hamill, Haymer, Hinson, Hill, Mannell, Meldrum, Moyer, Rundell, Saunders, Taylor, and Webster 19

Nays - Mr. Bullen 1

Absent and Not Voting

Messrs Banks, Hall, Hamilton, Johnson, Meyer, and Roelfsema 6

Filed agreed to.

Mr Breeck from Joint Committee appointed under H. C. R. No. 21. reported that the Committee had discharged its duties and that the members of the Kansas Legislature would meet with this General Assembly in the Hall of the House of Representatives at 11:30 A.M.

Committee of Conference on H. B. No. 71 reported as follows,

Mr President.

Your Committee of Conference to whom was referred Senate

(Amendment) to H. B. No. 71 "An act re-
"lating to Insane Paupers" have had
the same under consideration and re-
port them back with the recommen-
dation that No. One of the same be con-
curred in, and that all of Sec. 1, after
"Pauper" in line ten be stricken out
and the following inserted instead viz.
" Provided that said account as above
" specified shall be used in liquidating
"claims of this nature against the State
"incurred prior to 1877, and provided fur-
"ther that any surplus that remains
"of said fund shall be held for the pur-
"pose of discharging any indebtedness
" of the same character incurred subse-
"quent to January 1878" _____

P. E. Morrison _____

George Rand ____ Alfred Butler _____

J. Gottlieb _____ James Moyrahan.

Committee on the part of the House — part of the Senate —

_____

Mr Hall moved. _____

To adopt the Report _____

Ayes and Noes called with following
result _____

Ayes. Messrs Bennett, Butler, Mason.

Lee, Lelland, De France, Ellsworth, Gardner, Garrison, Hall, Harvell, Hamilton, Hayner, Heath, Hill, Weldon, Woodman, Taylor and Webster ——— 18.

Noes. Messrs. Worrell and Saunders ——— 2.

Absent and Not Voting

Messrs Banta, Bates, Johnson

Meyer, Randall and Rockwell ——— 6.

So the Senate adopted such report. ———

Message from the House

State of Colorado

Chamber of the House of Representatives

Denver, March 9 1887

To the Honorable

The Senate of the State of Colorado.

I am instructed to inform your Honorable Body that the House has refused to concur in the Senate amendment to H. B. No. 238. Has amended and passed S. B No. 110. by a 2/3 vote Has passed H. B. No. 22. and has adopted the report of the conference committee

relative to H. B. No. 71.
S. B's No 238 and 110 and H. B's No. 22 and 71
are herewith transmitted.

Respectfully

W. B. Fellows

Chief Clerk of the House.

Mr Hall moved
To lay H. B. No 69 "A Bill for an act
"to legalize Roads and Highways" on the
Table.
Carried.

Mr Moynahan moved
To lay Report of Joint Committee
under H. C. R. No. 17 on the Table.
Carried.

Mr Hayner moved
To take a recess
Carried.

Recess.

The Senate repaired to the
Hall of the House of Representatives
for the purpose of uniting with the
House in enrolling a Cordial wel-
come to members of the Kansas

Legislature was visiting the State Office on exchange of congratulatory addresses, the Senate returned to its Chamber. and

Mr Hayner moved

To adjourn

Carried

So at Twelve O'clock and Fifteen minutes the Senate adjourned.

Afternoon Session

Senate met at 2 P.M.

Mr Ellsworth moved

To concur in Amendment proposed by the House to S. B. No. 110 "A Bill for "an act relating to Surveys"

Ayes and Noes called with following result.

Ayes.—Messrs Baker, Brunet, Butler, Chavers, Clelland, De France, Ellington, Gaudet, Gautreaux, Hamilton, Maxwell, Randall, Saunders and Webber ——— 14.

Noes ——— None.

Absent and Not Voting ———

Messrs Barrow, Hall, Hamilton, Haynes, Hewgley, Hill, Johnson, Meldrum, Meyer, Moyne-laux, Rockwell, and Taylor ——— 12.

Mr Butler moved ———
To suspend the Rules and ———
To read all Bills on 1st Reading ———
Carried ———

Unanimous consent being given. ———
Joint Committee on Enrollment by ———
its Chairman, Mr Hamilton, reported ———
S. B. No. 75 and H. B's No. 198, 245, 190 and 87 ———
correctly enrolled and signed by the Speak-
er of the House. ———

The Title was read and ———
The President announced the signing of

S. B. No. 75 "A Bill for an act to es-
"tablish the boundary of Tennessee"

H. B. No. 87, "A Bill for an act providing
"a system of Procedure in Civil Actions"

H. B. No. 245 "A Bill for an act to provide
"for the expense of completing and per-
"fecting the Records in the Office of the
"Secretary of State" and

H. B. No. 198, "A Bill for an act to pay
"the rent of the State Library Room"

H. B. No. 75 "A Bill for an act to provide
"for the Branding, Herding, and Care of
"Stock" &c.
Read 1st time

H. B. No. 22 "A Bill for an act concern-
"ing Practice of the County Courts" &c.,
Read 1st time

Unanimous consent being given
Committee on Incorporations by its
Chairman, Mr Ellsworth reported
H. B. No. 212 "A Bill for an act in
"relation to municipal Corporations"
back to the Senate with amendment
recommending that the Bill and amend-
ments be referred to Committee of the Whole

Mr Ellsworth moved
To receive report and
To place bill on file in Committee of
the whole
Carried

Mr Ellsworth moved
To grant Mr Dr Franc leave of ab-
sence for 10-minutes
Carried

Whereupon Council being given,
Joint Committee on Enrollment by
its Chairman, Mr Hamilton, reported
S. B. No. 75, H. B. No. 198, H. B. No. 245, H.
B. No. 190, and H. B. No. 87 presented to His
Excellency, the Governor, for his ap-
proval at 2:20 O'clock P. M. March. 9th
1877.

Mr Ellsworth moved
That the Senate now resolve itself
into the Committee of the whole on
the General File
Carried

So the Senate went into Committee of
the whole with

Mr Ellsworth is the Chair.

The Committee of the whole rose.

The Senate resumed its session and

The following report was read.

Mr President

The Committee of the Whole House to whom was referred under consideration the General Fil and Report H. B. No 24 "A Bill for an act "concerning adulteration of liquors" back to the Senate recommending that it be referred to Special Committee consisting of Messrs Webster Hanscom and Saunders

Have amended S. B. No. 11. "A Bill for an "act concerning division of Senators "into two classes" and report it back to the Senate recommending that it do pass

L. B. Ellsworth

Chairman

Mr Ellsworth moved

To adopt report

Carried.

Mr Hamill moved
To adjourn until 9 A.M. to-morrow
Carried

So at 4 30 P.M. the Senate adjourned.

Journal of the Senate

March 10th 1877

Afternoon

General Assembly of Colorado.

Senate

First Session.

Saturday March 10th 1877

Senate met pursuant to adjournment.

Lieutenant Governor presiding

Roll Call

Absent.—Messrs Dr France, Solomon, and Meyer (excused) Barela, Goursen, Hamill, Weldman, Randall, Rockwell and Webber

Journal of yesterday read and approved.

Mr Hanson moved.
To grant Mr Randall leave of absence until Monday next
Carried.

Prayer by the Chaplain

Message from the Governor.

State of Colorado.

Executive Department.

Denver, March 9th 1877.

Hon Lafayette Head,

President of Senate

Sir:

I have the honor to inform you, that I have this day signed Senate Bills No. 24, 28, 75 and 124, and that Senate Bill No. 135 has become a law. I have filed the same with the Secretary of State

Very Respectfully

John L. Routt

Governor

Message from the House.

State of Colorado

Chamber of the House of Representatives.

Denver, March 9th 1877.

To the Honorable

The Senate of the State of Colorado

I am instructed to inform your Honorable Body that the House has passed S. B. No. 58, has adopted the report of the Conference Committee on S. B. No. 43

House.	Senate.
№ 4 - 6 - 8 - 9	№ 5 - 6 -
10 - 13 - 14 - 17	13 - 15 - 18 - 19
22 - 29	21 - 22 - 23 - 29
33 - 38 - 39	30 - 31 - 34 - 35 - 38
45	40 - 43 - 44 - 45 - 49
51 - 53 - 56	50 - 54 - 56 - 57
64 - 69	62 - 63 - 67 - 68 - 69
75 - 78	72 - 74 - 77
84 - 88 - 89	80 - 82 - 83 - 84 - 86
90	91 - 94 - 95 - 96 - 98
102 - 105 - 109	100 - 102 - 104 - 105 - 106 - 107
110 - 112 - 114 - 115 - 116 - 118 - 119	
123 - 124 - 125 - 127 - 129	
130 - 131 - 132 - 134 - 135	135
140 - 141 - 144 - 145	
156	
168	
174 - 175 - 176 - 177	
180 - 183	
191	
203	
Total 59 Bills	Total 49 Bills
Special Acts, republished:	
Act of Feby 5 - 1866	
" " Feby 8 - 1870	
" " Feby 8 - 1872	
" " Feby 3 - 1874	
Pro acts of Feby 13 - 1874	

and has concurred in the Senate amend-
ments to H. B's No. 96 and 269.

S. B's No. 43 and 58 are herewith transmitted

Respectfully

M. B. Fellows

Clerk of the House.

Reports from Standing Committees.

Joint Committee on Enrollment by its Chairman, Mr Hamilton, reported H. B. No. 45 correctly enrolled and signed by the Speaker of the House

The Title was read and

The President announced the signing of H. B. No. 45 "A Bill for an act to provide "for the Protection and Preservation of Fish" etc.

Committee on Engrossment, by its Chairman, Mr Maxwell, reported A. S. B. No. 11. "A Bill for an act to provide "for the division of Senatorial into "two Classes" etc. back to the Senate correctly engrossed.

Mr. Meldrum appeared and took his seat.

Committee of Conference on H. B. No. 45 reported as follows.

Mr President. ——————

——————. The Committee of Conference appointed to consider certain points of difference between the two Houses connected with H. B. No. 44 have had the same under consideration and recommend as follows. ——————

That the House concur in the 1st 2nd 5th 6th 7th 8th and 9th Amendments to Sec. 12, and that the Senate recede from the 3d and 4th amendments to the same Sec.

That the House concur in Senate Amendments to Sec's 49, 50, and 56. ——————

That Sec. 15, as proposed by the Senate be amended by striking out all after the word Section in line 5 down to the first word in line 10 and insert after "account" in line 10, the words "of any "liability of such person as security "for another use" and as amended that the House concur in the same ——————

That the Senate recede from its amendments to Sec's. 111 & 112 ——————

Respectfully ——————

Alfred Buttles ——————

L. P. Hancock ——————

Senate Committee ——————

H. H. Pierce ——————

Jr. Co. Helm

Hon. Lawrenceburg

Mr Butler moved

To refer H. B. No. 75 "A Bill for an act

"to provide for the Branding and Earmarking of

"Stock" etc to Committee on Stock.

Carried.

Mr Webber appeared and took his seat.

H. B. No. 22 "A Bill for an act con-

"cerning Practice in County Courts" etc

Read 2nd time 3rd

Mr Brunch moved

To refer to Committee on Judiciary

Carried.

Mr Butler moved

To add Mr Deacon to Committee on

Stock

Carried.

Mr Brunch moved.

To grant Mr Gannon Leave of ab-

sence for 10-days session

Carried.

S. B. No. 11 read 3rd time 3rd

Passed by following vote

Ayes.—Messrs Baker, Branch, Butters, Colvocoresses, Clelland, Ellsworth, Gardner, Hall, Hamilton, Hayes, Henson, Hill, Maxwell, Meldrum, Saunders, Taylor and Webster ——— 16.—

Noes.— Mr. Hamilton ——— 1

Absent and Not Voting

Messrs Burke, De France, Gauss, Hamill, Johnson, Meyer, Moyneaux, Randall and Rockwell—9.—

Bill agreed to.

Mr Butters moved
To agree to report of Conference Committee on H. B. No. 44 "A Bill for an act concerning Revenue"
Ayes and Noes called with following result.

Ayes—Messrs Baker, Branch, Butters, Colvocoresses, Clelland, Ellsworth, Gardner, Hall, Hamilton, Hayes, Henson, Hill, Maxwell, Meldrum, Moyneaux, Saunders and Taylor ——— 17—

Noes, — None.

Absent and Not Voting

Messrs Barela, De France, Gaunt, Hamill, Johnson, Meyer, Randall, Rockwell and Webster —

So the Senate agreed to such report.

Unanimous Consent being given. —

Committee on Printing by its Acting Chairman, Mr Hall reported. —

S. B. No. 56 "A Bill for an Act concerning Trust Deeds and Mortgages" and

Amendments to S. B. No. 86 "A Bill for an "Act concerning Fees and Salaries" back to the Senate correctly printed except that in Amendments to S. B. No. 86, —

In Sec. 1 the word "Papers" is printed "prepares" —

In Line 19, Page 2 the words "and over" are omitted —

In Line 15 Page 8 the words "term of "the word" are repeated and —

In Line 23 Page 9, the word "such" is omitted.

Mr Bennett moved.
To take H. B. No. 49 "a Bill for an act
"to amend the existing law of Evidence
"in this State" and
To refer it to Committee on Judiciary
Carried

Mr Ellsworth moved.
That the Senate now resolve itself in-
to the Committee of the Whole, on the
General File.
Carried

So the Senate resolved into Committee
of the Whole with
Mr Meldrum in the Chair

The Committee of the Whole rose
The Senate resumed its session and
The following report was read
Mr President

The Committee of the Whole
Have had under consideration
the General File
Have made some progress with S. B.
No. 86. and ask leave to sit again.

Mr. H. Meldrum

Delaware

Mr Hayes moved

To receive report and

To grant request

Carried.

Unanimous consent being given

Joint Committee on Enrollment, by

Mr Delaware, Mr Hamilton, reported

H. B. No 45, presented to His Excellency

the Governor, for approval, at 10:45 o'clock

Am. March 10 1887

Mr Wanamaker moved

To adjourn

Carried

So at 12 M. the Senate adjourned

Afternoon Session

Senate met at 2 P.M.

Mr Meldrum moved
To grant Mr Hamill leave of absence for
to-days session.
Carried.

Mr Butler moved
That the Senate now resolve itself in-
to the Committee of the whole on Gen-
eral File
Carried

So the Senate went into Committee
of the Whole with
Mr Meldrum in the Chair

The Committee of the Whole
Have had under consideration
General File

The Senate resumed its Session and
The following report was read.
Mr President

The Committee of the Whole
Have had under consideration the
General File

House amended S. B. No. 86 and report it back to the Senate, recommending that amendments be agreed to, considered engrossed and bill placed on its 3d reading and final passage

A. H. Weldum

Chairman

Mr Butler moved

To agree to amendments proposed by Committee of the Whole.

Carried

Mr Butler moved

To suspend the rules and

To place S. B. No. 86 on its 3d reading and final passage

Carried.

S. B. No. 86 read 3d time and

Passed by following vote

Ayes - Messrs Baker, Breuch, Butler, Deacon, Delelland, Ellsworth Gardner, Hall, Hamilton, Hayes, Hinson, Mansell, Weldum, Moyneham, Saunders, Taylor and Webster - 17.

Nore — Nore

Absent and Not Voting

Messrs Barela, De France, Garrison, Hamill, Hill, Johnson, Meyer, Randall — 9

Title amended and Agreed to.

Mr Hayner moved
To adjourn until 9 AM. on Monday.

Mr Butler moved
To adjourn
Carried

So at 5-15 P.M. the Senate adjourned

Evening Session

Senate met at 7½ P. M.

Mr Bennett moved that the Senate now resolve itself into the Committee of the Whole on H. B. No. 212.

Carried

So the Senate went into Committee of the Whole with Mr Bennett in the Chair

The Committee of the Whole rose and The Senate resumed its session and The following report was read

Mr President

The Committee of the Whole House have had under consideration H. B. No. 212, and report it back to the Senate with sundry amendments, recommending that amendments be agreed to, and the subject of General Taxation, in the Bill contained be referred to a Special Committee consisting of Messrs Mansell and Wayne—

Leave for revision

H. P. Bennett

Secretary

Mr Mayhall moved

To adopt report

Carried

Mr Ellsworth moved

To adjourn

Carried

So at 9:30 P.M. the Board adjourned

Journal of the Senate

March 12th 18[illegible]

Assembled

General Assembly of Colorado.

Senate
First Session
Monday March 12th 1877.

Senate met pursuant to adjournment.

Lieutenant Governor presiding

Roll Call.

Absent.—Messrs Meyer excused / Dr Francs Hamill, Hayner, Johnson, Mel-drum, Randall, Rockwell, Tay-lor and Webster

Quorum present

Prayer by the Chaplain

Journal of Saturday, March 10th read and approved

Mr Meldrum appeared and took his seat.

Reports from Standing Committees

Committee on Stock by Mr Butters re-
ported _____
H. B. No. 75 "A Bill for an act concerning
"Stock" back to the Senate with amend-
ment _____

H. B. No. 238 "A Bill for an act in rela-
"tion to Lots and Parcels of Land in Bru-
"tal Valley" _____
Taken up and
Mr Bennett moved _____
To recede from amendment proposed by
the Senate thereto. _____
Ayes and Noes called with following
result:

Ayes.- Messrs Barela, Bates, Bennett
Butters, Chacon, Clelland, Gard-
ner, Hanson, Hamilton, Hinson
Mcconnell, Meldrum, Meyrowitz,
and Saunders _____ 14

Noes. _____ None

Absent and Not Voting _____
Messrs, De Francia, Ellsworth, Hall,
Hamill, Harper, Hill, Johnson,
Meyer, Randall, Rockwell, Tay-
lor and Webster _____ 12

So the Senate receded from its amendments

Mr Butters moved
To adopt report of Committee on H. B. No. 75
Carried

Mr Brunet moved
That the Committee of the Whole be discharged from further consideration of S. B. No. 56 "A Bill for an act Concerning "Trust Deeds and Mortgages"
Carried

Unanimous Consent being given
Committee on Finance, Ways and Means
by its Chairman, Mr Butters, reported
H. B. No. 62 "A Bill for an act Concerning the fixing of Roads and Prairie" back to the Senate with amendment, recommending that the bill do pass as amended.

Mr Brunet moved
To suspend the rules and
To place S. B. No. 56 on its 3rd reading and Final Passage
Carried.

S. B. No 56 read 3d time and
Passed by following vote:
Ayes, Messrs Barela, Baker, Bennett,
Bertsch, Blevins, Schelland, Ellsworth, Gardner, Hall, Hamilton,
Hansen, Hill, Maxwell, Weldon,
and Saunders ... 15.

Nays.— Mr Wagstaff ... 1

Absent and Not Voting
Messrs Dr France, Hammerich, Hamill, Hayes, Johnson, Meyer, Hoffman, Randall, Rockwell, Taylor and Nebiker ... 10

Title agreed to.

Mr Butler moved
To adopt report of Committee on Finance, Ways and Means on H. B. No 62
To suspend the rules and
To place H. B. No 62 on its 3d reading and final Passage
Carried.

H. B No 62 read 3d time and
Passed by following vote

Ayes.—Messrs. Barela, Bates, Bennett, Bulteer, Lelland, Ellsworth, Gardner, Hall, Hill, Maxwell, Meldrum, Moyneaux, Saunders and Nebeker ——— 14

Noes—Messrs Gleason and Stevens ——— 2

Absent and Not Voting ———

Messrs De France, Gaussoin, Hamill, Hamilton, Hayner, Holmes, Meyer, Randall, Rockwell, and Taylor ——— 10

Title agreed to. ———

Mr Maxwell moved ———
To grant Mr Holmes further leave of absence until Wednesday next ———
Carried. ———

Messrs De France and Taylor appointed, and took their seats ———

Mr Bennett moved ———
That the Senate now resolve itself into the Committee of the Whole on General File ———

Recess

So the Senate went into Committee of the Whole with Mr Bates in the Chair

The Committee of the Whole rose and the Senate resumed its session for the purpose of receiving the following

Message from the House

State of Colorado

Chamber of the House of Representatives

Denver Mon. 12 1877.

To the Honorable,

The Senate of the State of Colorado.

I am instructed to inform your Honorable Body that the House has concurred in the Senate's amendments to the title and and all the amendments to H. B. No. 270. except the 1st and 2nd amendments to Sec. 3 in which the House refuses to concur, — also, that the House has concurred in the Senate's amendments to H. B. No. 62.

H. B. No. 270 is herewith transmitted—
Respectfully
N. B. Fellers
Chief Clerk of the House.

The Senate again met with Committee
of the Whole with
Mr Bates in the Chair

The Committee of the Whole rose
The Senate resumed its session and
The following report was read.
Mr President

The Committee of the Whole
House have had under consideration the
General File and
Report S. B. No. 68 "A Bill for an act con-
"cerning Costs in certain cases" have to the
Senate recommending that it be laid
on the Table

S. E. Bates
Chairman

Mr Butler moved,
To adopt the report
Ayes and Noes called with following

Result

Ayes.- Messrs Banks, Bales, Bennett, Butters, Coleman, Clelland, De-Franer, Gardner, Gauvreau, Hamilton, Hansen, Hill, Maxwell, Weldon, Woodman, and Saunders- 16.

Noes.- Messrs Hall and Nebeker ——— 2.

A bsent and Not Voting ———

Messrs Ellsworth, Hamill, Hayner, Johnson, Meyer, Randall, Rockwell, and Taylor ——— 8

So S. B. No. 68 was laid on the Table.

Unanimous Consent being given ———

Mr Butters moved ———

To take up Communication from the House relating to A. H. No. 270 "A Bill for an act "concerning Stock killed by railroads" Cause." and ———

Mr Butters moved ———

That the Senate recede from its 2nd Amendment to Sec. 3. of A. H. B. No. 270. Ayes and Noes called with following result.

Ayes. Messrs. Barela, Baker, Bennett, Butler, Chacon, Gardner, Hall, Hamilton, Henson, Moyruhan, Saunders and Webster ——— 12

Noes. Messrs. Lelelland, de France, Gaussoin, Hill, Maxwell, Meldrum, ——— 6

Absent and Not Voting ———

Messrs. Ellsworth, Harold, Haynes, Johnson, Meyer, Randall, Rockwell, and Taylor ——— 8

So the Senate refused to recede from its amendment. ———

Mr Butler moved. ———
That the Senate refuse to recede from its 1st amendment to Sec. 3 of A. H. B. No. 270 ———
Ayes and Noes called with following result. ———

Ayes. Messrs Barela, Baker, Bennett, Butler, Chacon, Lelelland, de-France, Gardner, Gaussoin, Hall, Hamilton, Henson, Hill, Maxwell, Moyruhan, Saunders, and Webster ——— 17

Noes.- Mr Meldrum ——— 1

Absent and Not Voting

Messrs Edmunds, Hamill, Hay-
wes. Johnson, Meyer, Randall,
Rockwell, and Taylor ——— 8.

So the Senate refused to recede from such amendment.

Mr. Butters moved

That the Senate ask a Committee of Conference on disagreeing votes the two Houses on H. B. No. 270 Engrossed and

The President appointed as members of such Committee on the part of the Senate

Messrs Butters, De France and Hall.

Unanimous consent being given, Committee on Printing by its Chairman, Mr Hall reported.

S. B. No. 74 "A Bill for an act concerning County Lines" ete back to the Senate correctly printed, except,

In Line 2, of Sec. 1, the word "as" is

omitted.

In Line 4 of Sec. 6. the word "drawn" is
omitted "drawn"

In Line 5 of Sec. 7. the word "Westerly" is
omitted "Easterly" and

In Line 1. of Sec. 18 after the word "Veterans"
the word "township" is omitted

Whereupon Committee on Judiciary by its Chairman Mr Bennett reported
S. B. No. 105 "A Bill for an act to abol-
"ish the Grand Jury System" back
to the Senate with amendment and an
additional Section.

Mr Bennett moved.
To adopt report
Carried.

Mr Bennett moved
To suspend the rules
To consider the Bill engrossed and
To place it on file for 3rd reading and final
passage
Carried.

Mr Bennett moved

To postpone further action on S. B. No. 105 until 2 P. M.
Carried

Mr Butler moved
To suspend the rules and
To read all bills on 2nd reading
Carried

H. B. No. 75 read 2nd time and
Referred to Committee of the Whole.

Mr Brumbaugh moved
To adjourn
Carried

So at 12 M. the Senate adjourned.

Afternoon Session

Senate met at 2 P. M.

Special Committee on H. B. No. 20
"Relative to adjournment" reported back to the Senate with amendments providing for final adjournment on Saturday the 17th instant

Message from the House

State of Colorado
Department of the House of Representatives
Denver, March 12 1887

To the Honorable
The Senate of the State of Colorado

I am instructed to inform your Honorable Body that the House recedes from its amendments to H. B. No. 102, which is herewith returned

Respectfully
W. B. Felker
Chief Clerk of the House

Mr. Hall moved
To amend the report of Special Committee on H. B. No. 20 by providing for final adjournment on Monday the 19th instant.
Ayes and Noes called with following

result -

Ayes - Messrs Branch, Lelelland, Gardner, Jameson, Hall, Hamilton, Hill, Maxwell, Meldrum, Moyraham, Saunders, and Taylor - 12.

Noes - Messrs. Baker, Beacon, and Webster - 3.

Absent and Not Voting

Messrs Barela, Butters, De France, Ellsworth, Hamill, Harper, Henry, Johnson, Meyer, Randall and Rockwell - 10.

So the amendment was adopted.

Mr. Hallmark

To adopt report as amended

Carried.

Ayes and Noes called and

S. B. No. 105 passed by following vote -

Ayes - Messrs Baker, Branch, Butters, Beacon, Lelelland, Gardner, Jameson, Hall, Hamilton, Henry, Maxwell, Meldrum, Saunders and Webster - 14.-

Noes - Messrs De France, Hamill, Hill and

Adjourned and Roll Called

Messrs. Burba, Ellsworth, Haynes Johnson, Meyer, Randall, Rockwell, and Taylor 8

Bill agreed to

Mr Bennett moved to take a recess subject to call of the President carried.

So at 3 P.M. the Senate took a recess

Senate called to order at 4 P.M.

Unanimous consent being given Committee on Enrollment by its Chairman, Mr Hill reported S.B. No. 26 "A Bill for an act to provide "for the punishment of Corporations" back to the Senate correctly enrolled"

Unanimous consent being given Committee on Military Affairs by its Chairman. Mr Mebane reported

S. B. No. 140 "A Bill for an act to amend
"Chapter 61 of the Revised Statutes" and
S. B. No. 137 "A Bill for an act concern-
"ing the discharge of Fire Arms" back to
the Senate recommending that they be
laid on the Table.

Mr Ellsworth moved
To adopt report
Carried

Unanimous consent being given
Committee on State Institutions and
Public Buildings by its Chairman, Mr
Bates reported
S. B. No. 54 "A Bill for an act concern-
"ing Mercantile Agents" and
S. B. No. 60 "A Bill for an act concerning
"a Hospital for the Insane" back to the
Senate recommending that they be laid
on the Table.

Mr Ellsworth moved
To adopt report
Carried

Mr Hamlin moved
That the Senate insist on its amend-

Mr Rubb to H.R. No 102 "A Bill for an act
"concerning a board mines of mines" and
ask for a committee of conference there-
on. _____
Carried and _____

The President appointed as members of
such Committee on the part of the Senate
Messrs Hamill, Gannon and Mulcahey. _____

Mr Ellsworth moved _____
To adjourn until 7 P.M. _____
Carried. _____

So at 4.30 P.M. the Senate adjourned _____

Evening Session

Senate met at 7 P.M.

Mr Ellsworth moved,
That the Senate now resolve itself
into the Committee of the Whole on
General File
Carried

So the Senate went into Committee
of the Whole with
Mr Bates in the Chair

The Committee of the Whole rose,
The Senate resumed its Session and
The following report was read,
Mr President

The Committee of the Whole
House have had under consideration
the General File.
Have amended H. B. No. 75 and report it
back to the Senate recommending that
amendments be agreed to and ordered en-
grossed for 3rd reading
J. E. Bates
Chairman

Hen Ellsworth moved
To adjourn
Lecond

So ad q 30 P. M. the Senate adjourned.

Journal of the Senate

March 13th 1877.

Approved.

General Assembly of Colorado.

Senate
First Session
Tuesday, March 13th 1877.

Senate met pursuant to adjournment.

Lieut Governor presiding

Roll Call.

Absent, Messrs Johnson and Meyer (excused) Bates, Dr Frazer, Hayner, Maxwell, Meldrum, Rockwell, Taylor and Webster

Journal postponed

Prayer by the Chaplain

Messrs Bates, Hayner, and Maxwell, appointed and took their seats

Journal of yesterday read and approved.

Reports from Standing Committees.

Committee on Education by its Chairman, Mr Maxwell, reported
S. B. No. 84 "A Bill for an act creating and
"establishing the Historical Society of the
"State of Colorado"
S. B. No 90 "A Bill for an act concerning
"Educators"
S. B. No. 165 "A Bill for an act concerning
"the University" and
H. B. No. 233, "A Bill for an act to provide
"for appointment of Commissioners on State
"Reform School" back to the Senate re-
commending that Senate Bills No. 84, 90,
and 165 be indefinitely postponed.

Mr Lehlbach moved
To adopt report
Carried.

Committee on Roads and Bridges by its
Chairman, Mr Hanson, reported
S. B. No. 63, "A Bill for an act concerning
"Roads and Public Highways" back to the
Senate with recommendations.
Refused to Committee of the whole

Committee on Judiciary by its Chairman, Mr Branch reported.

S. B. No. 123 "A Bill for an act concerning
"the election of a Police Magistrate"
H. B. No. 53 "A Bill for an act concerning
"the Jurisdiction of Justices of the Peace"
H. B. No. 49 "A Bill for an act concerning
"Evidence" have to the Senate recommending
That S. B. No. 123 be laid on the Table
That H. B. No. 53 be placed on file for 3d
reading
That H. B. No. 49 with proposed amendments
be referred to Committee of the Whole

Mr Bruce moved
To adopt report
Carried.

Messrs Dr Francu, Meldrum and Webster appeared and took their seats

Messages from the House.

State of Colorado
Chamber of the House of Representatives
Denver, March 12 1877.

To the Honorable
The Senate of the State of Colorado
I am instructed to inform your
Honorable Body that the House has a-

minded and passed S. B. No. 16 and has passed H. B's No. 5-7, 235-40 243 all of which are herewith transmitted.

also,

I am instructed to inform your Honorable Body that the House has adopted H. Co. R. No. 22, relative to printing the Civil Code in Pamphlet Form. The resolution is herewith transmitted and the concurrence of the Senate is requested.

also,

I am instructed to inform your Honorable Body that the House has appointed Messrs Lake, Irwin, and Leonard, on the part of the House, on the Committee of Conference on H. B. No. 102,

Respectfully
N. B. Felton
Chief Clerk of the House.

Mr Bennett moved
To concur in amendments proposed by the House to S. B. No. 16 "A Bill for "an act to amend Chapter 22 of the "Revised Statutes"
Ayes and Noes called with following

Yeas.

Ayes. Messrs Barela, Bates, Bennett, Butler, Close, Dilleland, Ellsworth, Gaudin, Gamson, Hall, Hamill, Hayes, Hewes, Maxwell, Meldrum, Randall, and Saunders 17.

Noes Mr Hamilton 1

Absent and Not Voting

Messrs De France, Hill, Johnson, Meyer, Moyle, Rockwell, Taylor and Wolcott 8.

So the Senate concurred in such amendment.

Reading of Bills

H. B. No. 235 "A Bill for an act to a-
"mend Chapter 11 of the Revised Statutes"
Read 1st time

H. B. No. 243 "A Bill for an act con-
"cerning Public Buildings in Douglas County"
Read 1st time

H. B. No. 57 "A Bill for an act concern-
"ing change of Name"
Read 1st time

Unanimous consent being given.
Joint Committee on Enrollment by
its Chairman, Mr Hamilton, reported.
S. B. No. 25 and S. B. No. 26. Correctly en-
rolled and signed by the Speaker of
the House.

Mr Tilt was read and
Mr President announced the signing of
S. B. No 25. "A Bill for an act to repeal
"certain laws relating to Corporations" and
S. B. No. 26 "A Bill for an act to provide
"for the formation of Corporations"

H. B. No. 53 read 3d time and
Passed by following vote.
Ayes. Messrs Banks, Bates, Bennett,
Libbey, Littlefield, Ellsworth, Gard-
ner, Garcelon, Hall, Hamlin, Ham-
ilton, Hayden, Hewes, Hill, Wel-
don, Woodcock, and Snowden 17.

Noes

Absent.

Absent and Not Voting

Messrs Butler, Dr France, Wilcox, Worrell, Weyer, Woymbacher, Rockwell, Taylor and Webster 9.

Title agreed to

H. B. No. 233 read 3d time

Unanimous consent being given
Mr Saunders moved
To amend H. B. No. 233 by providing that the State Board of Education should act as the Commission contemplated by such Bill.
Carried and

H. B. No. 233 passed by following vote:
Ayes. Messrs Barela, Bennett, Butler, Chacon, Clelland, Ellsworth, Gardner, Garwin, Harrill, Hayner, Hill, Worrell, Meldrum, Woymbacher, Randall, Saunders and Webster 17

Noes. Mr Herron 1

Absent and Not Voting

Messrs. Baker, De France, Hall, Hamilton, Johnson, Meyer, Rockwell, and Taylor 8

Title agreed to.

Unanimous Consent being given. Committee of Conference on S. B. No. 57 "A Bill for an act to establish and maintain a system of Free Schools." reported as follows:

Mr President

The Committee of Conference appointed to consider certain points of difference between the two Houses in connection with S. B. No. 57 have had the same under consideration and recommend as follows

That House amendment to Sec. 10 be amended as follows, - Strike out all down to the word "for" in line 3, and insert in lieu thereof "It shall be his duty to visit annually such Counties in the State as need his personal attendance and all Counties if practicable" and

That the Senate concur in the House as amended

That the House recede from its a-
mendment to Sec. 12.
That the Senate concur in House amend-
ment to Sec. 25 amended so as to read
as follows. "And no person shall here-
"after be eligible to the office of County
"Superintendent of Schools, who is not a
"person of culture and practical experience
"and learning in those branches of edu-
"cation taught in the Public Schools, as
"provided in this act and a person of
"good moral character"
That the House recede from its first
amendment to Sec. 50 and
That the Senate concur in 2nd amend-
ment to said Sec. amended by adding
the words "when they shall attend"
That the Senate concur in House amend-
ment to Sec. 57 and that said Sec. be
further amended by striking out in
Lines 1 the words "of any district"

Respectfully Submitted

J. P. Wasnell

S. B. A. Haynes

W. W. Webber

Of the Senate

H. J. Kruse

Silas L. Wagner

Of the Senate.

Mr Maxwell moved
To adopt report of Conference Committee on S. B. No 3.
Ayes and Noes called with following result.

Ayes, Messrs Barela, Bennett, Butters, Deacon, Delleland, Ellsworth, Gardner, Gaussoin, Hamill, Hayes, Hewes, Hill, Maxwell, Meldrum, Moynahan, Randall, Saunders and Webber 18.

Noes, Mr Hall, 1

Absent and Not Voting
Messrs. Baker, De France, Hamilton, Johnson, Meyer, Rockwell, and Taylor 7

So the Senate adopted such report.

H. C. R. No. 22. "Relative to Publication of the Code"
Taken up and
Mr Hayes moved
"To postpone consideration thereof" and

To make it the Special Order for to-morrow.

Carried.

H. B. No. 75 "A Bill for an act con-
"cerning Stock"
Taken up
Mr Bulter moved
That the Senate refuse to agree to the
recommendation of the Committee of
the Whole to Strike out Section 9.
Division called with following result
Ayes 10
Nays. 4.
So the Senate refused to strike out
such Section

Mr Bulter moved
To amend Sec. 9 of H. B. No. 75. by adding
after the word "Maverick" the words "or
"any other animal not lawfully in pos-
"session of such person" by inserting after
the word "Agent" the words "in his
"behalf" and by striking out the words
"the owner of which is unknown"
Carried.

Mr Bulter moved.

that the Senate refuse to agree to recommendation of Committee of the Whole to strike out Sec. 23 of H. B. No. 75. Loses.

Mr Butters moved.
That the Senate refuse to agree to the amendment proposed by the Committee of the Whole to Sec. 7 of H. B. No. 75. as follows "but such stock shall not be "sold without having been advertised "for 30 days"
Ayes and Noes called with following result.

Ayes. Messrs. Barela, Baker, Butters, De France, Ellsworth, Gardner, Haynes, Maxwell, Randall, Saunders and Webster 11

Noes. Messrs Bennett, Belcher, Clelland, Fenton, Hall, Hamill, Hamilton, Hudson, Hill, Weldrum, Weyerbacher. 11

Absent and Not Voting
Messrs. Johnson, Meyer, Rockwell and Taylor 4

It being a tie vote
The President voted "No." and
declared the motion Lost.

Messages from the House &.

State of Colorado
Chamber of the House of Representatives
Denver, March. 13th 1877.

To the Honorable
The Senate of the State of Colorado.

I am instructed to inform
your Honorable Body that the House
has adopted the Conference Committee's
report relative to S. B. No. 37, which is
herewith returned.

also

I am instructed to inform your
Honorable Body, that the House has
adopted the report of the Conference Com-
mittee upon H. B. No. 44, except so far
as it relates to Sec. 15, and a Second
Committee of Conference, is requested
with reference to that Section, and
has appointed on said Committee
on the part of the House Messrs
Ransom, A Dickson and Watt.

Respectfully

W. B. Fellers
Relief Below of the House.

Mr Butler moved
To agree to balance of amendments
proposed by Committee of the Whole
to H. B. No. 75 except as to Section 8.
Carried.

Mr Butler moved
To amend Sec. 8 of H. B. No. 75 by insert-
ing after the words Foreman of the Round-
"up" the words "or other person"
Carried.

Mr Butler moved
To refuse to agree to recommendation
of Committee of the Whole to strike
out Section 8 of H B. No. 75
Carried.

Mr Butler moved.
That the amendments to H. B. No. 75
be ordered engrossed and placed on file
for 3rd reading.
Carried.

Unanimous consent being given.

Committee on Enrollment by its Actg Chairman, Mr Hill, reported S. B. No. 110 "A Bill for an act relating "to surveys" and
S. B. No. 153 "A Bill for an act concerning "the Penitentiary" back to the Senate correctly enrolled.

Mr Ellsworth moved.
That the Senate now go into Executive Session.
Carried

Whereupon
The doors were closed and
the Senate at 11 AM. went into
Executive Session.

At 11 30 AM. the doors were opened and
the Senate resumed its open session.

Mr Ellsworth moved
That the Senate confirm the nominations of the following named persons as members of the State Board of Agriculture viz.
William F. Watrous

William A. Beau
Harris Stratton
John L. Ryan.
John Anson
B. S. Le Grange.
P. M. Hinman
M. M. Everett
Ayes and Noes called with following result.
Ayes. Messrs Baker, Bennett, Butler, Delacour, Delelland, De France Ellsworth, Gardner, Garrison Hall, Hamill, Hamilton, Hoyer, Hinson, Hill, Maxwell, Meldrum, Meyer, Rand-dall, Saunders and Webster 21.

Noes. Mr Barker 1

Absent and Not Voting
Messrs Johnson, Meyer, Rockwell and Taylor 4

So the Senate confirmed such nominations.

Mr Hamill moved
To grant Messrs Garrison, Mel-

drum and Hamill, members of Committee of Conference on H. B. No. 1102, leave to sit at any time granted. ×

Unanimous consent being given Special Committee on A. H. B. No. 212 "A Bill for an act concerning Municipal Corporations" reported it back to the Senate with several amendments in relation to General Taxation

Mr Worrell moved.
To refer all amendments proposed by the Senate to A. H. B. No. 212, to Committee on Printing with orders to print, carried.

Mr Webster from the Special Committee on H. B. No. 24 "A Bill for an act concerning Adulterated Liquors" presented a minority report thereon.

Mr Branch moved,
To adjourn
carried,
So at 12 m. the Senate adjourned.

Afternoon Session.

Senate met at 2 P. M.

Mr. Saunders from the Special Committee on H. B. No. 24, presented a minority Report thereon.

Mr Gaussoin from same Committee presented a minority Report

Mr Saunders moved.
To refer H. B. No. 24 and the several reports thereon to Committee of the Whole
Division called with following result
Ayes, 11
Noes. 21
So the H. B. No. 24 and Reports were refused to Committee of the Whole.

Mr Butler moved.
That a Second Committee of Conference be appointed on H. B. No. 44, "A Bill for an act Concerning Revenue"
Carried Unl

The President appointed as members
of such Committee on the part of
the Senate
Messrs Hamill, Hill and Maxwell.

Unanimous consent being given
Mr Hamill moved.
To take S.B. No. 68 "A Bill for an act
"concerning costs in certain cases" from
the Table
Carried.

Mr Hamill moved.
To refer S.B. No. 68 to Committee of the
Whole.

Mr Bennet moved
To indefinitely postpone S.B. No. 68.

Message from the House.

State of Colorado.
Chamber of the House of Representatives
Denver, March 13th 1877.

To the Honorable
The Senate of the State of Colorado
I am instructed to inform
your Honorable Body that the House

has passed S. B. No. 146. and has amended, and passed S. B. No. 80, both of which are herewith transmitted

Respectfully

W. B. Fellows

Chief Clerk of the House.

The question recurring on motion of Mr Bennett to indefinitely postpone S. B. No. 68

Ayes and Noes called with following result.

Ayes. Messrs Barela, Bennett, Butler, Deacon, Delelland, Hamilton, Hayner, and Weldman 8

Noes. Messrs Bates, Dr Frances, Ellsworth, Gardner, Gassaway, Hall, Hamill, Henson, Manuel, Moyneau, Randall, Saunders, and Webster 13.

About and Not Voting

Messrs Hill, Johnson, Meyer, Rockwell and Taylor 5.

So the motion was lost.

The question then recurring upon the motion of Mr Hamilton to refer S. B. No. 68 to Committee of the Whole, it was carried.

Unanimous consent being given
Joint Committee on Enrollment by its Chairman, Mr Hamilton reported.
Enrolled Bills No. 25 and 26 presented to His Excellency the Governor, for approval, at 10 1/2 o'clock A.M. March 13th 1877.

And

House Bills No. 76. 269. 238. 71 and 62 correctly enrolled and signed by the Speaker of the House.

The Title was read and
The President announced the signing of H. B. No. 269 "A Bill for an act concerning "Territorial Ledger"
H. B. No. 238 "A Bill for an act concerning "Lots and Parcels of Land in Territorial City"
H. B. No. 71. "A Bill for an act concerning "Insane Paupers"
H. B. No. 62 "A Bill for an act concerning "the Firing of Woods and Prairies" and
H. B. No. 76. "A Bill for an act concerning "the Militia"

Unanimous consent being given
Committee on Engrossment by the Chair-
man, Mr Maxwell, reported.
H. B. No 75 had been duly examined
Engrossed.

Mr Butler moved
That the Senate now resolve itself into
the Committee of the Whole on General
File
Carried

So the Senate went into Committee of
the Whole with
Mr Butler in the Chair.

The Committee of the Whole rose and
The Senate resumed its session for the
purpose of receiving the following

Message from the House

State of Colorado
Chamber of the House of Representatives
Denver, March 13th 1877.
To the Honorable

The Senate of the State of Colorado,

I am instructed to inform your Honorable Body that the House has passed H. B. No. 86, but not the Emergency clause H. B. No. 86, is herewith transmitted

Respectfully,
W. B. Felker
Chief Clerk of the House

The Senate again went into Committee of the whole with
Mr Butters in the Chair

The Committee of the whole rose.
The Senate resumed its session and
The following report was read.
Mr President

The Committee of the whole House have had under consideration the General File and
Report H. B. No. 24 with the several reports thereon back to the Senate recommending that the Bill and Reports do lie upon the Table and
Have amended S. B. No. 68.

Alfred Butters

Clearance

Mr Butler moved.
To adopt report of Committee of the
Whole on H. B. No 24 and Reports thereon

Mr Hamill asked for a division of the
question and
The question being on motion to lay
H. B. No 24 and Report of Mr Webber there-
on, on the Table.
Ayes and Noes were called with follow-
ing result.
Ayes. Messrs. Banks, Brewer, Butler,
Chaney, Libby, Dr France, Ellis-
worth, Garrison, Hamilton, Haynes,
Hill, and Weldron. 12

Noes. Messrs. Gardner, Hall, Hamill, Hur-
son, Saunders and Webber 6.

Absent and Not Voting
Messrs. Baker, Johnson, Maxwell,
Meyer, Moyne au, Randall, Rock-
well, and Taylor 8.

So H. B. No. 24. and Reports of Mr Webber
thereon were laid on the Table.

The question being on motion to lay
Report of Mr Saunders on H. B. No. 24.
on the Table.
Ayes and Noes were called with fol-
lowing result. —

Ayes. Messrs Barela, Lelelland de-
France, Gardner, Gaussoin, Ham-
illon, Hill, and Weldrum ... 8.

Noes. Messrs Bennet, Butters, Chacon,
Ellsworth, Hall, Hamill, Hayne,
Hewes, Saunders and Webber 10.

Absent and Not Voting
Messrs Baker, Johnson, Maxwell,
Meyer, Moyniahan, Randall, Rock-
well, and Taylor 8.

So the Senate refused to lay said re-
port on the Table. —

The question being on motion
To lay Report of Mr Jameson on
A. B. No 24 on the Table.

Ayes and Noes were called with following
Result

Ayes Messrs Bennet, Butters, Chacon, De-
France, Ellsworth, Gardner, Jameson
Hall, Hamilton, Haynes, Henson, Hill
Meldrum. 13

Noes Messrs Baela, Clelland, Hamill
Saunders and Webster 5

Absent and not voting
Messrs Bates, Johnson, Maxwell
Meyer, Moynahan, Randall, Rock-
well and Taylor 8

So the Senate laid such report on the Table.

Mr Butters moved
That A. B. No 24 be taken from the Table

Ayes and Noes called with following result

Ayes Messrs Bennet, Butters, Ellsworth
Gardner, Hall, Hamill, Haynes,

Maxwell, Saunders and Webster 10

Nos Messrs Barclay, Chacon, Clelland, Del Prance, Jameson, Hamilton, Hearn, Hill and Meldrum 9

(Absent and not voting
Messrs Bates, Johnson, Meyer, Moynahan, Randall, Rockwell and Taylor) 7

So the motion was carried.

Mr Butters moved
That A. B. No 24 together with Mr Saunders' report be referred to Mr Saunders, with instructions to ascertain a Standard of pure Liquors and otherwise amend the Bill.

Ayes and Noes called with following result

Ayes Messrs Bennet, Butters, Chacon, Clelland, Ellsworth, Hall, Hamill, Haynes, Henson, Maxwell, Moynahan and Webster 12

Noes Messrs Gardner, Jameson, Hamilton Hill, Meldrum and Saunders 6

Absent and not voting
Messrs Bartels, Bates, De France,
Johnson, Meyer, Randall, Rockwell
and Taylor

8

The Bill was so passed.

The Committee on Judiciary by its Chairman
Mr Bennet reported
A. B. No 22 concurring County Courts
back to the Senate with sundry amend=
ments.

Unanimous consent being given --
Joint Committee on Enrollment by its
Chairman Mr Hamilton reported
Senate Bills No 110 and 153 correctly enrolled
And signed by the Speaker of the House.

The Bills was read and
The President announced the signing of
S. B. No 110 entitled "A Bill for an Act
"relating to surveys" and
S. B. No 153 entitled "A Bill for an Act
"to provide for the maintenance, Govern=
"ment and police of the penitentiary, ascer=
"tain the mode of appointing officers and fixing
"the salary of the same."

Mr Dinnet moved
That the amendments proposed by Committee
on Judiciary to H. B. No 22 be ordered engrossed
Carried

Mr Hamill moved
To adjourn
Carried.

So at 5 20 P.M. the Senate adjourned.

Evening Session

Senate met at 7 1/2 P. M.

Mr Maxwell moved
That the Senate now resolve itself into the
Committee of the Whole on General File
Carried

So the Senate went into Committee of the
Whole with
Mr. Clelland in the Chair

The Committee of the Whole rose.
The Senate resumed its session and
The following report was read

Mr President.

The Committee of the Whole
House have had under consideration the
General File.
Have amended L.B.N- 74 "... fixing County
Boundaries" and report the Bill back with the
recommendation, that it be considered en-
grossed and placed on file for 3d reading.
Have amended L.B.N- 63 "in relation to public
Highways" and recommend that the Bill be
ordered engrossed and placed on file for 3d

reading.

Jas. Clelland
Chairman

Mr Randall moved
To adopt report
Carried

Mr Ellsworth moved
To suspend the rules and
Read all Bills on file for 1st reading
Carried.

A. B. No 86 entitled "A Bill for an Act to repeal
"all Laws regarding Assay Offices"
Read 1st time

Mr Ellsworth moved
To suspend the rules and
Read all Bills on file for 3d reading
Carried.

S. B No 74 entitled "A Bill for an Act
"defining the boundary lines and designating
"the County Seats of the several Counties
"in the State and repealing all existing laws
"on the same subjects"
Read 3d time. and

By unanimous consent
Amended in relation to County Seats.

Mr Moynahan moved
To adjourn
Lost.

Mr Webster asked unanimous consent
To introduce an amendment to the Bill
Consent granted
Amendment offered
Lost.

Mr Maxwell moved
To adjourn
Carried.

So at 9.50 P.M. the Senate adjourned.

Journal of the Senate

March 14th 1877

Appeared

General Assembly of Colorado.

Senate

First Session

Wednesday, March 14th A.D. 1877

Senate met pursuant to adjournment.

Lieutenant Governor presiding

Roll Call

Absent - Messrs Meyer (excused) Brunert, Cleaver, De France, Hill, Johnson, Meldrum, Moyer (sick), Rockwell, Taylor & Webster

Quorum present.

Mr Burke moved.

To grant Mr Taylor leave of absence for remainder of session

Carried

Prayer by the Chaplain

Journal of yesterday read, and approved.

Messrs Bennett, Kloucan and Wagnuson appeared and took their seats.

Reports of Standing Committees.

Committee on Indian Affairs by Mr Klouchman, Mr Jameson, reported S. M. and J. R. No. 10 "Relative to removal of "Indian Tribes from this State" back to the Senate with amendment recommending that it be adopted.

Mr Jameson moved

To refer S. M and J. R. No. 10 to Committee on Printing with orders to print.

Carried.

Mr Hill appeared and took his seat.

Joint Committee on Enrollment by its Chairman, Mr Hamilton, reported Senate Bills No. 110 and 153 presented to His Excellency, the Governor, for approval at 5-30 O'clock P. M. and House Bills No. 76, 269, 238, 71 and 62 at 3-30 O'clock P. M. March 13th 1877.

Messrs Webber and Webster appeared

and bill thereon Senate-

Committee on Fees and Salaries by its Chairman, Mr Haynes, reported S. B. No. 111 "A Bill for an act relating to Salaries" and to the Senate recommending that it be laid on the Table.

Mr Ellsworth moved to adopt report

Committee on Elections by its Chairman, Mr Haynes, reported S. B. No. 169 "A Bill for an act to provide for the payment of certain expenses of Joseph T. Boyd" and to the Senate recommending that it be laid on the Table.

Mr Ellsworth moved to adopt report

Carried.

Committee on Judiciary by its Chairman, Mr Brunck reported H. B. No. 85 "A Bill for an act concerning a State Seal" and to the Senate recommending that it do pass.

Mr Ellsworth moved
to adopt report
of Committee.

Committee on Finance, Ways and Means
by its Chairman, Mr Butler, reported
S. B. No 64 "An Bill for an act concerning
"a State Banking" with the Senate re-
commending that it be laid on the Table.

Mr Lelland moved
To adopt report
of Committee.

Committee of Conference on H. B. No 44
"An Bill for an act concerning Revenue"
reported as follows,
Mr President

The Committee of Conference
to whom was referred Section 15 of H. B.
No. 44. Beg. Leave to report that they have
had the same under consideration and
recommend that said Section as pro-
posed to be inserted by the Senate be amend-
ed as follows, to wit.
Strike out of the Section all after the
word "Section" in Line 5 of the Printed
Copy of the Bill to, and including the

word "but" in Line 9, and added the word "and" in place of "but" and added at the end of the section the following "and no "liability of any person or persons as "surety for another shall be deducted" "And no deduction shall be made in "any case, unless the party claiming such "deduction discloses to the Assessor un- "der oath, the name or names of the "person or persons to whom, such party "is indebted, and the amount of such "indebtedness to each, and also, that such "indebtedness is not barred by the statute "of Limitations" —— And that the Two Houses agree to insert the Section as amended, — all of which is respectfully submitted ——

William A. Hamill ——
I. P. Wardell ——
I. N. Hill ——

Committee on the part of the Senate

Daniel Ramsey ——
A. D. Nelson ——
T. J. Watts ——

Committee on the part of the House

——

Mr Hamill moved ——
To adopt the report ——

Ayes and Noes called with following result.-

Ayes.- Messrs Banks, Bates, Bennett, Butters, Chicoine, Clelland, Eaton-worth, Gardner, Hall, Hamlin, Haynes, Hewson, Hill, Maxwell Meldrum, and Moyer alone ——— 16.

Noes.- Mr Hamlin ——— 1.

Absent and Not Voting:-

Messrs Dr France, Gannon, Johnson, Meyer, Randall, Rockwell, Saunders, Taylor and Webster ——— 9.

So the Senate adopted report of Committee of Conference on H. B. No. 422 ———

Mr Dr France appeared and took his seat.

Mr Gardner moved ———

To refer S. B. No. 80 "A Bill for an act "concerning Fences and Enclosures" and ——— Amendments proposed thereto by the House Committee on Agriculture and Manufactures ———

Carried. ———

Reading of Bills

H. B. No. 86 "An Act concern-
"ing Assay Offices"
Read 2nd time and
Mr Hamill moved
To refer to committee on mines and Mining.

Mr Bennett moved.
To amend by instructing the committee
to report the bill back on Friday
Carried.

The question recurring on motion to re-
fer as amended it was
Carried.

H. B. No. 243 "An Act concern-
"ing Public Buildings in Douglas County"
Read 2nd time and
Referred to Committee of the Whole.

H. B. No. 57 "An Act concern-
"ing Delinquent Jurors"
Read 2nd time and
Mr Haynes moved
To refer to Committee on Judiciary with
instructions to report the bill back

Friday

January 1.

Messages were received from the Senate by Mr Lakeman, Mr Hamilton, reporting S. B. No. 58. H. B. No. 53 and H. B. No. 233, correctly enrolled and signed by the Speaker of the House.

The Title was read and

The President announced the signing of S. B. No. 58 "An Act concerning the draft multi-Incidentals"

H. B. No. 53 "An Act concerning Jurisdiction of Justices of the Peace" and H. B. No. 233. "An Act concerning State Reform School"

S. B. No. 74 "An Act concerning "County Lines" etc. passed by the following vote:

Ayes.—Messrs. Baker, Bennett, Blakeman, Blakeland, Ellsworth, Gaudrau, Hall, Hamill, Haynes, Hewson, Hill, Maxwell, Meldrum, and Webster—14.

Nays.—Messrs Hamilton and Moynahan—2.

Absent and Not Voting

Messrs Banks, Butters, De-
France, Gunnison, Johnson, Mey-
er, Randall, Rockwell, Saunders
and Taylor ——— 10.

Title agreed to.

H. B. No. 85 "A Bill for an act concern-
"ing a State Seal" ———
Read 3d time and
Passed by the following vote ———
Ayes.—Messrs Bates, Branch, Butters
Deacon, Delelland, Ellsworth, Gard-
ner, Hall, Haynes, Heuer, Hill,
Mascrill, Meldrum, Moyneham,
and Webber ——— 15

Noes.— Mr Hamilton ——— 1

Absent and Not Voting

Messrs Banks, De France, Gunn-
ison, Hamill, Johnson, Meyer,
Randall, Rockwell, Saunders and
Taylor ——— 10.

Title agreed to.

Message from the House.

State of Colorado.

Chamber of the House of Representatives

Denver, March 14 1907

To the Honorable

The Senate of the State of Colorado

I am instructed to inform your Honorable Body that the House has passed S. B. No. 11 and has adopted the report of the Committee of Conference upon H. B. No. 270

S. B. No. 11 and H. B. No. 270 are herewith transmitted

Respectfully

W. B. Felker

Chief Clerk of the House.

H. B. No. 75 "A Bill for an act concerning State"

Read 3d time

Ayes and Noes called with following result.

Ayes. Messrs. Baker, Bulten, Lehelland, De France, Ellsworth, Gardner, Hamill, Hayner, Mercer, Mel-drum, Morgenthau, and Roberts 12.

Ayes. Messrs. Banks, Brush, Hall, Hamilton, Hewson, and Hill. 6.

Absent and Not Voting

Messrs. Adams, Gannon, Johnson, Meyer, Randall, Rockwell, Scum-mel and Taylor 8.

So the Senate refused to pass H. B. No. 75.

Special Order.

The hour having arrived for the consideration of H. B. R No. 22 "Relative to "Publication of the Code" the Speaker announced

The House then resolved itself into Committee of Conference on H. B. No 270 "A Bill for an act concerning "Stock Killed by Railroads" reported as follows.

The Committee of Conference appointed to consider certain points of difference connected with H. B. No. 270, Have had the same under Consideration

and recommend

That the First Senate amendment to Sec. 3 be amended by striking out the word "American" in line 4 of said amendment and as so amended it be agreed to.

That the Senate recede from the second amendment to the same section.

C. H. McIntyre Henry Alfred Butler Senate
John L. Mayer " I. B. Hall "
Jas. A. Beville " A. H. DeFrance "

Mr Butler moved

To agree to report.

Ayes and Noes called with following result:

Ayes.- Messrs Barker, Bates, Branch, Butler, Clinton, Clelland, DeFrance, Ellsworth, Gardner, Hall, Harrill, Haynes, Henson, Mercer, Meldrum, Moyzeland and Webster — 17

Noes,- Mr Hamilton — 1

Absent and Not Voting

Messrs. Gaussoin, Hill, Johnson, Meyer, Randall, Rockwell, Saunders and Taylor. — 8

Mr Ellsworth moved.
That the Senate now resolve itself into the Committee of the Whole on General File.
Carried
So the Senate went into Committee of the Whole with Mr Ellsworth in the Chair.

The Committee of the Whole rose
The Senate resumed its session and
The following report was read
Mr President.

The Committee of the Whole
Have had under consideration
the General File and
Report S. B. No. 68 back to the Senate
without recommendation - also
Report H. B. No. 49 back to the Senate
recommending that it be laid on the
Table. - also
Report H. B. No. 243 back to the Senate
recommending that it be placed on file
for 3rd reading and final passage.
L. L. Ellsworth
Chairman

Mr Weymouth moved
To agree to the report

Mr Brush moved
To amend report by inserting a recommendation to indefinitely postpone
S B. No. 68.
Ayes and Noes called with following result

Ayes. Messrs. Banks, Brush, Butters, Delacour, Delelland, De France, Hamilton, Maxwell, Meldrum, and Weymouth; 10.

Noes. Messrs. Brown, Ellsworth, Gardner, Hall, Hamlet, Haynes, Hewson, Hill, and Nobles 8.

Absent and Not Voting
Messrs Bates, Gunnison, Johnson, Meyer, Randall, Rockwell, Saunders and Taylor 8.

So the amendment was adopted.

The question recurring on the motion to adopt report as amended it was
Carried.

Unanimous consent being given
Committee on Enrollment by its
Chairman Mr Hill reported
S. B. No 30 "A Bill for an act concerning
"Veiled Ballots" and Sundry Bills" back
to the Senate correctly Enrolled.

Unanimous consent being given
Committee on Finance Ways and Means
by its Chairman, Mr Butler reported
S. B. No. 176 "A Bill for an act concern-
"ing Insurance Companies" back to the
Senate recommending that it be laid
on the Table.

Mr Lelland moved
To adopt report
Carried.

Mr Butler moved
To take H. B. No. 243 from file for 3rd
reading and
To refer it to Committee on Roads
and Bridges with instructions to re-
port it back one or before Friday next.
Carried.

Mr Hayes introduced

S. C. R. No. 14" Relative to correction of "errors in H. B. No 8"

Mr Hayes moved
To suspend the Rules and
To consider S. C. R. No. 14
Carried

Mr Webber moved
To adopt S. C. R. No. 14
Carried

Mr Butler moved
To adjourn
Carried

So at 11 05 am the Senate adjourned.

Afternoon Session.

Senate met at 2 P. M.

Message from the House

State of Colorado

House of Representatives

Denver, Mar. 14th 1899

To the Honorable

The Senate of the State of Colorado.

I am instructed to inform your Honorable Body that the House has amended and passed S. B. No. 115; has passed House Bill No. 276, has adopted S. C. R. No. 14, has adopted the report of the 2nd Committee of Conference upon H. B. No. 44, , and also that the House accedes request the return of S. B. No 140. — S. B. No. 115 S. C. R. No. 14 and H. B. No. 276, with accompanying documents are herewith transmitted

Respectfully

N. B. Fellows

Chief Clerk of the House.

Unanimous consent being given Committee on Privilege by its Actg Chairman, Mr Hall, reported.

Senate Amendments to A. H. B. No. 212 "A "Bill for an act concerning insurance

"Congratulations were to the Senate cor-
rectly received

Mr Ellsworth moved.
To refer H.B. No. 212 and Senate amendments
thereto to Committee of the Whole.
Carried

Mr Gaussoin moved
To take up S.B. No. 115 "A Bill for an
"act concerning bonds of Indictment" and
To concur in amendments proposed by the
House thereto.
Ayes and Noes called with following
result.
Ayes, Messrs. Bennett Butters, Clelland,
De Francia, Ellsworth, Gardner, Gaus-
soin, Hall, Haynes, Hewson, Hill,
Hoagland, Weldum, Randall, Saun-
ders, and Webster 16
Noes, Messrs Barela, Harold and Mey-
ers 3,

Absent and Not Voting
Messrs Baker, Deacon, Fenton,
Hamilton, Johnson, Meyer, and Rock-
well, 7.

So the Senate concurred in such amend-
ments

Unanimous consent being given,
Committee on Roads and Bridges by
Mr Blaisdell, Mr Hanson, reported
H. B. No. 243 back to the Senate recom-
mending that it be placed on file for
5th reading

Mr Gardner moved
To adopt report
Carried.

Mr Ellsworth moved
That the Senate now resolve itself into
the Committee of the whole on General
File
Carried
So the Senate went into Committee of the
Whole with
Mr. Randall in the Chair.

The Committee of the Whole rose and
The Senate resumed its session for the
purpose of receiving the following,

Message from the House.

State of Colorado

Chamber of the House of Representatives

Denver. March 14th 1877

To the Honorable

The Senate of the State of Colorado.

I am instructed to inform your Honorable Body, that the House has appointed Mr Helm on the Joint Committee on Compilation called for by H. C. R. No. 19, in place of Mr Rhodes, who is excused on account of ill-health.

Respectfully

W. B. Fellows

Chief Clerk of the House.

The Senate again went into Committee of the Whole with

Mr Randall in the Chair.

The Committee of the Whole rose,

The Senate resumed its session and

The following report was read.

Mr President

The Committee of the Whole

House have had under consideration the
General File
Han reads Senate amendments to H.
B. No. 212, and report it back to the
Senate, recommending that amendments
be agreed to and ordered engrossed for 3rd
reading.
E. S. Randall.-Chairman
Mr Randall moved
To adopt report
Carried
Unanimous consent being given
Committee on Engrossment by its Chair-
man, Mr Maxwell, reported,
H. B. No. 22 "A Bill for an act concerning
"County Courts" and
Amendments to S. B. No. 63 "A Bill for an act
"Concerning Roads & Public Highways" back
to the Senate correctly engrossed.
Unanimous consent being given.
Joint Committee on Enrollment by its
Chairman, Mr Hamilton reported
S. B. No. 58, H. B. No. 55 and H. B. No. 233 pre-
sented to His Excellency, the Governor,
for his approval at 11.40 O'clock A.M.
March 14th 1877

Unanimous consent being given, ——
Committee on Agriculture and Manufactures by its Chairman, Mr Gardner, reported ——
S. B. No 80 and Amendments proposed by the House thereto, back to the Senate recommending that the Amendments be agreed to. ——
Ayes and Noes called with following result. ——
Ayes.—Messrs. Butler, Chaces, Dr Franey, Gardner, Hall, Hewes, Hill, Maxwell, Meldrum, Moyrahan and Randall. —— 11.

Noes, —Messrs Barker, Bates, Bench, Clelland, Ellsworth, Hamill, and Webber —— 7.

Absent and Not Voting ——
Messrs Garrison, Hamilton, Hayes, Johnson, Meyer, Rockwell, Saunders and Taylor —— 8.

So the Senate refused to concur in such amendments ——

Mr Ellsworth moved. ——

To suspend the rules. Carried

To read all Bills on file for 3rd reading

Carried

S. B. No. 63 read 3rd time

Unanimous consent being given.

Mr Mansell moved

To amend the Bill by adding to Sec. 25,

the words "To be paid for out of the Road

"Fund or General Fund as the County

"Commissioners may determine"

Carried.

S. B. No. 63 passed by following vote.

Ayes Messrs Bennett, Britton, Bracey,

Clelland, Ellsworth, Gardner, Hall,

Hamill, Haynes, Henson, Hill,

Mansell, Mebdrum, Moyer Adam,

and Webster 15

Noes. Mr Hamilton 1

Absent and Not Voting

Messrs Barela, Bates, Dr Frances,

Jamison, Johnson, Meyer, Randall,

Rockwell, Saunders and Taylor 10.

Title agreed to.

Message from the Governor.

State of Colorado
Executive department
Denver, March 14th 1877

Hon Lafayette Head.
President of Senate

Sir

In accordance with "Senate "Concurrent Resolution No. 14" I have the honor to return for correction House Bill No. 87.

Very Respectfully
John L. Routt
Governor.

Mr Webster moved.
To refer H. B. No. 87 to Joint Committee on Enrollment.
Carried.

Mr Conners moved being given Committee on Irrigation, by its Chairman, Mr Branch, reported, H. B. No. 246 "A Bill for an act concerning Irrigation" and to the Senate

with amendment recommending its adoption

also

S. B. No. 172 on the same subject recommending that it be laid on the Table

Mr Bennett moved
To refer Bills and Report to Committee of the Whole
Carried.

Unanimous consent being given.
Committee on Engrossment by its Chairman, Mr Worrell, reported Amendments to A. H. B. No. 212 back to the Senate correctly engrossed.

Mr Ellsworth moved
To suspend the rules and
To place A. H. B. No. 212 on its 3rd reading and final passage
Carried.

A. H. B. No. 212 read 3rd time and
Passed by following vote
Ayes: Messrs. Bates, Butters, Deacon, Delland, Ellsworth, Gaudreau, Hall, Hamilton, Haynes, Hew-

son, Hill, Marcell, Mitchell,
Moyniham, Randall, & Webster 16.

Noes, Noes

Absent and Not Voting

Messrs. Barla, Brunk, Dr France,
Gaskins, Hamill, Johnson, Meyer,
Rockwell, Saunders and Taylor — 10.

Title agreed to.

Mr Ellsworth moved.
To suspend the rules &c
To place H.B. No. 22 on its 3d reading
and final passage
Carried.

H.B. No. 22 read 3d time &
Passed by following vote
Ayes. Messrs Brunk, Butters, Chaces,
Clelland, Dr France, Ellsworth, Gaskins, Hall, Hamill, Hamilton, Haynes, Higgins, Hill, Marcell, Mitchell, Moynihan, Randall, Saunders and Webster 19,

Noes, Noes,

Absent and Not Voting

Messrs Banks, Baker Jameson, Johnson, Meyer, Rockwell, and Taylor — 7

Title agreed to.

Unanimous consent being given Joint Committee on Enrollment by Johnson, Mr Hamilton reported H. B. No. 87, back to the Senate with errors corrected

Mr Butler moved

To instruct Joint Committee on Enrollment to return H. B. No. 87, to the House.

Carried.

Unanimous consent being given Special Committee on H. B. No. 36 "A bill for an act concerning a department of Insurance" reported as follows:

Mr President

The Special Com. to whom was referred H. B. No. 36 with instructions have had the same under consideration and report herewith the bill amended in

accordance with said instructions and recommend its passage

Respectfully submitted

W. A. Hamill

J. P. Wagnell

J. E. Bates

Unanimous consent being given

Committee of Conference on H. B. No. 112

"A Bill for an act concerning a "Commissioner of mines," presented a report containing amendments and recommending the adoption of the same together with all of the Senate amendments except those in Lines 26 27 and 28 of Section 7 of engrossed copy

Mr Hamill moved

To postpone action on the report until to-morrow

Carried.

Mr Webber moved.

To refer amendments proposed by Special Committee on H. B. No. 36 to Committee on Printing with order to print.

Carried.

Message from the House

State of Colorado.

Chamber of the House of Representatives

Denver, March 14th 1877.

To the Honorable

The Senate of the State of Colorado

I am instructed to inform your Honorable Body that the House refuses to adopt the report of the Committee of Conference relative to H. B. No. 102 which bill is herewith transmitted

Respectfully

Willard B. Felton

Chief Clerk of the House.

Mr Hamill moved

To adjourn until 9 a.m. to-morrow.

Carried.

So at 5-30 P. M. the Senate adjourned.

Journal of the Senate

March 15th 1877

Approved.

General Assembly of Colorado

Senate
First Session
Thursday March 15th 1877

Senate met pursuant to adjournment

Lieutenant Governor presiding

Roll call

Absent. Messrs Meyer and Taylor (excused) Banks, De France, Ellsworth, Hamilk Johnson, Mebdenn Rockwell, and Webster

Quorum present

Prayer by the Chaplain.

Mr Butler moved

To grant Mr Ellsworth leave of absence for morning session

Carried

Journal of yesterday read and approved.

Reports of Standing Committees

Joint Committee on Enrollment, by its Chairman, Mr Hamilton, reported S. B. No. 30, Correctly enrolled and Signed by the Speaker of the House,

also,

H. B. No. 87, returned to His Excellency, the Governor, for his approval at 5 25 O'clock P. M. March 14th 1877

The Title was read and

The President announced the Signing of S. B. No. 30 "A Bill for an act Concerning "Wild Game and Insectivorous Birds"

Committee on Enrollment by its acting Chairman, Mr Hill reported

S. B. No. 16 "A Bill for an act to amend "Chapter 22 of the Revised Statutes" and S. B. No. 146 "A Bill for an act Concerning "Drainage of mines" both to the Senate Correctly enrolled.

Mr Webster appeared and took his Seat.

Reading of Bills

H. B. No. 276 "A Bill for an act for the "relief of E. N. Brewster" ——————

Read 1st time ——————

H. B. No. 243, "A Bill for an act con- "cerning Public Buildings in Douglas "County" ——————

Read 3rd time and ——————

Passed by following vote ——————

Ayes - Messrs. Bales, Bennett, Butters, Chacon, Clelland, Gardner, Gamson, Hall, Hamilton, Hayes, Hinson, Hill, Moyniham, Saunders and Webster ——————— 15

Noes, ——————— None

Absent and Not Voting ——————

Messrs Barela, De France, Ellsworth, Hamill, Johnson, Manwell, Meldrum, Meyer, Randall, Rockwell, and Taylor ——————— 11

Title agreed to ——————

Messrs Barela and De France affixed and took their seats ——————

Message from the House

State of Colorado

Chamber of the House of Representatives

Denver, March 14th 1877.

To the Honorable

The Senate of the State of Colorado

I am instructed to inform your Honorable Body that the House has passed, H. B. No. 197, which is herewith transmitted — also. — That the House refuses to concur in the Senate Amendments to House Bill No. 22 and asks a Committee of Conference relative thereto

H. B. No. 22 is herewith returned

Respectfully

W. B. Felker

Chief Clerk of the House

Mr Butler moved

To suspend the rules — Carried — and

To read all bills on file for 1st reading, — Carried — and

H. B. No 197. "A Bill for an act concerning appropriations"

Read 1st time

Mr Branch moved.
That the Senate insist on its amendments to H. B. No 22 "A Bill for an act "concerning County Courts" and
That a Committee of Conference be appointed thereon, as per request of the House.
Carried. and

Mr President appointed as members of such Committee (on the part of the Senate)
Messrs Branch. Haynes and Webster.

Mr Butler moved
That the Senate now resolve itself into the Committee of the Whole on General File
Carried

So the Senate went into Committee of the Whole, with Mr Butler in the Chair,

The Committee of the Whole rose
The Senate resumed its session and

The following report was read.

Mr President

The Committee of the whole House has had under consideration the General File,

Has amended H. B. No. 2046 and report it back recommending that it do pass as amended.

Report S. B. No. 172 and S. B. No. 130 back to the Senate recommending that they be laid on the Table,

Alfred Buttes

Chairman

Mr Webster moved

To agree to report,

Carried.

Unanimous Consent being given

Committee on Printing by its Acting

Chairman, Mr Hall, reported

S. M. and I. R. No. 10 Relative to removal of Indian Tribes from this State" back to the Senate correctly printed

Message from the Governor

State of Colorado.

Executive Department

Denver, March 15th 1877

Hon Lafayette Head

President of the Senate

Sir

I have the honor to inform you, that I have this day signed Senate Bills No. 26. 110 and 153 and have filed the same with the Secretary of State

Very Respectfully

John L. Routt

Governor

Mr Breed moved

To suspend the rules and

To read all Bills on file for 2nd reading

Carried and

H. B. No. 246 "A Bill for an act concerning Irrigation"

Read 2nd time

Mr Breed moved

That Amendments to H. B. No. 246 be referred to Committee on Printing with order to print.

Carried.

Unanimous consent being given — Committee on Judiciary by its Chairman. Mr Bennett reported. — H. B. No. 222 "A Bill for an act relating to the assessment of value of improvements" back to the Senate with amendments. and

H. B. No. 56 "A Bill for an act concerning Certiorari" back to the Senate without amendment, recommending that they be referred to the Committee of the Whole.

Mr Lelelland moved — To adopt report — Carried

Mr Lelelland moved — To adjourn — Carried

So at 11¼ the Senate adjourned.

Afternoon Session

Senate met at 2 P.M.

Unanimous consent being given Joint Committee on Enrollment by its Chairman, Mr Hamilton, reported S.B. No. 16, S.B. No. 146 and H.B. No. 85 correctly enrolled, and signed by the Speaker of the House.

The title was read and The President announced the signing of S.B. No. 16 "A Bill for an act concerning the Criminal Code" S.B. No. 146 "A Bill for an act concerning the drainage of Mines" and H.B. No. 85 "A Bill for an act concerning the State Seal."

Unanimous consent being given Committee on Judiciary by its Chairman, Mr. Bennett, reported H.B. No. 57 "A Bill for an act Concerning Changes of Venue" back to the Senate, recommending, that it be refused to Committee of the Whole.

Mr Branch moved
To adopt report
Carried

Unanimous consent being given,
Special Committee on H. B. No. 24
"A Bill for an act concerning adul-
"terated Liquors" etc. reported the same
back to the Senate with amendment.

Mr Lelland moved
To refer H. B. No. 24 and Report of Special
Committee thereon to Committee of the
Whole
Carried.

Unanimous consent being given,
Joint Committee on Compilation
reported as follows.
To the President of the Senate

The Joint Committee of the Two
Houses of the General Assembly ap-
pointed to consider all bills upon
the subject of Printing the Laws, and
to report one of such bills, amended
or otherwise to the General Assembly
for Consideration, report.
That they have taken action in the

premises and herewith report S. B. No. 47 and herewith the said bill as amended by the Committee and recommend that the amended bill as herewith reprinted be referred to the Committee of the Whole.

Respectfully submitted

S. B. A. Haynes

Chairman

Mr Haynes moved

To adopt report and

To refer the same with S.B. No. 47, to the Committee of the Whole

Carried.

Mr Lehlland moved:

That the House be requested to return H. B. No. 75 "A Bill for an act "Concerning Stock" to the Senate for further Consideration,

Carried.

Mr Haynes moved.

To take from the Table H. B. No. 65 "A "Bill for an act to enable Counties "to fund their indebtedness"

Carried.

Mr Macneill moved
That the Senate now resolve itself
into the Committee of the Whole on
General Fill
Carried

So the Senate went into Committee
of the Whole with
Mr Macnell in the Chair.

Mr Committee of the Whole rose and
the Senate resumed its session for the pur-
pose of receiving the following

Messages from the House.

State of Colorado
Chamber of the House of Representatives
Denver, March 15th 1877.

To the Honorable
The Senate of the State of Colorado

I am instructed to inform your
Honorable Body that the House has con-
curred in the following amendments made
by the Senate to H. B. No. 212 to wit.
Amendment to Sec. 14. 26. 38. 49. 61. 63.

65, 66. 69. 71. 76. 77. 78, 84, 87, 88, 90, 118 and the proposed new Section 118, and has amended and concurred in amendment to Sec. 24, and re commend that the amendment as amended be transfered and added to Section 25, — also. That the House request to concur, in Senate amendments to Sec. 8. 9. 44. 45 and the striking out of Art. 11 and the insertion of the new sections numbered 45, 46. 47, 48 and 49 — H. B. No. 212. is herewith returned.

Also

At the request of your Honorable Body House Bill No 75 is herewith returned

Respectfully

W. B. Fellers

Chief Clerk of the House

Mr Ellsworth moved

That the Senate insist on its amendments to H. B. No. 212" A Bill for an act "Concerning Municipal Corporations" and Request of the House a Committee of Conference thereon

Carried. and

The President appointed as members of said Committee on the part of the Senate

Messrs Maxwell and Hayes. ——

The Senate again went into Committee
of the Whole with
Mr Maxwell in the Chair ——

The Committee of the Whole rose
The Senate resumed its session and
The following report was read.
Mr President

—— The Committee of the Whole
House have had under consideration
the General File
Report H. B. No. 57 "A Bill for an act
"concerning Change of Venue" back to the
Senate, recommending, that it be laid
on the Table., also
H. B. No. 24 "A Bill for an act concern-
"ing adulterated liquors" recommending
that Amendments proposed by Special
Committee be ordered printed. also.
Have amended S. B. No. 47 "A Bill for
"an act concerning Publication of the
"Laws and recommend that amendments
be agreed to, and considered engrossed and
Bill placed on file for 3rd reading. ——

I. P. Maxwell

Clerk

Mr Butler moved

To adopt report

Carried

Message from the House

State of Colorado

Chamber of the House of Representatives

Denver, March 15th 1897.

To the Honorable

The Senate of the State of Colorado

I am instructed to inform your Honorable Body, that Messrs Helm, Simmons and Ransom, have been appointed on the part of the House on the Conference Committee relative to H. B. No. 212

Respectfully

N. B. Felker

Chief Clerk of the House

Unanimous consent being given

Committee on Printing by its Chairman, Mr Hall, reported

Amendments to H. B. No. 246 "A Bill for "an act concerning Irrigation" and

Report of Special Committee on H. B. No. 36. "A Bill for an act concerning a "Department of Insurance" back to the Senate correctly enrolled

Unanimous consent being given. Committee on Enrollment by Mr. Blevins, Mr Hill, reported. S. B. No. 11. "A Bill for an act to classify "the Senators elected to this General Assembly" read

S. B. No. 43 "A Bill for an act concerning "the Public Lands" back to the Senate correctly enrolled.

Unanimous consent being given Joint Committee on Enrollment by Mr. Blevins, Mr Hamilton reported S. B. No. 30, S B. No. 16, S B. No. 146 and H. B. No. 85 prepared to this Excellency, the Governor for approval at 2.40 O'clock P. M. March 15th 1877

Mr Hayes moved. To suspend the rules and To place S. B. No. 47 on 3d reading and final passage. Carried and

S. B. No. 47 read 3rd time

Unanimous consent being given
Mr. Lelelland moved
to reconsider the vote whereby the Senate
refused to pass H. B. No. 75.
Carried.

Unanimous consent being given
Mr. Lelelland moved
To strike out Sections 7 and 8 of H. B. No. 75.
Carried.

Ayes and Noes called for

S. B. No. 47 passed by following vote

Ayes - Messrs. Barela, Beach, Butler,
Deacon, Lelelland, De Frane, Ellsworth, Gaudin, Gaussoin, Hall, Hamilton, Haynes, Henson, Hill, Wanzell, Weyrauch, Randall, Saunders, and Nebeker - 19.

Noes. - None.

Absent and Not Voting

Messrs Bates, Harrill, Johnson,
Meldrum, Meyer, Rockwell and
Taylor - 7

Title agreed to.

Ayes and Noes called and H. B. No. 75. passed by following vote

Ayes.—Messrs Banks, Bennett, Butters, Chaces, Clelland, De France, Ellsworth, Gardner, Garrison, Hall, Haynes, Henderson, Hill, Maxwell, Moynahan, Randall, Saunders and Webster ——— 18.

Noes. ——— None.

Absent and Not Voting

Messrs Baber, Hamill, Hamilton, Johnson, Meldrum, Meyer, Rockwell, and Taylor ——— 8.

Title agreed to.

Mr Ellsworth moved
To suspend the rules and
To read all Bills on file for 2nd reading
carried.

H. B. No. 65 read 2nd time and
Referred to Committee of the Whole.
S. M. and S. R. No. 10 read 2nd time and
Referred to Committee of the Whole.

H. B. No. 246 read 2nd time and
Referred to Committee of the Whole.

Hon Maxwell moved
To suspend the rules and
To refer H. B. No. 36 to Committee of the Whole
Carried.

Hon Ellerson moved
To adjourn until 9 a. m. to-morrow
Carried

So at 5:10 P. M. the Senate adjourned.

Journal of the Senate

March 16th 1877

Approved.

General Assembly of Colorado.

Senate

First Session

Friday, March 16th 1877.

Senate met pursuant to adjournment.

Lieutenant Governor presiding

Roll Call

Absent.—Messrs Meyer and Taylor (excused) Barela, Hall, Hamill, Hamilton, Hayner, Johnson, Rockwell, and Webster

Quorum present

Journal of yesterday read and approved.

Messrs Barela, Hamilton and Webster appeared and took their seats.

Reports from Standing Committees

Committee on Mines and Mining by Chairman, Mr Hamill, reported

H. B. No. 86, "A Bill for an act concern-
"ing Assay Office" back to the Senate
recommending, that it do pass.

Mr Ellsworth moved
To adopt report.
Passed

Mr Hayes appeared and took his seat.

Reading of Bills

H. B. No. 276 "A Bill for an act for the
"relief of E. M. Bruder"
Read 2nd time 4th
Referred to Committee of the Whole

A. H. B. No. 197. "A Bill for an act ma-
"king appropriations"
Read 2nd time 4th
Referred to Committee of the Whole

Unanimous consent being given
Joint Committee on Enrollment, by
its Chairman, Mr Hamilton reported,
Senate Bills No. 11 and 43 correctly en-
rolled and signed by the Speaker of the
House.

The Title was read and

The President announced the signing of

S. B. No. 11 "A Bill for an act to classify

"the Session of this General Assembly" and

S. B. No. 43. "A Bill for an act concerning

"the Public Lands"

H. B. No. 86 read 3d time and

Passed by following vote.

Ayes. Messrs Barela, Bates, Bennet, Bub-
ker Bracon, Dr Franc, Ellsworth
Gaudur, Gaussoin, Hamill, Hayes,
Hewes, Hill, Maxwell, Weldmen,
Weyrauch, Randall, and Saunders-18-

Noes.- Messrs Lebelland and Hamilton ——2

About and Not Voting

Messrs Hall, Johnson, Meyer, Rock-
well, Taylor and Webster ——6.

Title agreed to

Mr Hall appeared and took his seat,

Mr Bennet moved

To take H. B. No. 23 "A Bill for an act con-
"cerning Mannigers" from the Table

Carried.

H. B. No. 23 read 3d time

Ayes and Noes called with following result

Ayes. Messrs. Brueck, Ellsworth, Groves, Rice, Hall, Haynes, Hill, Mansell, Meldrum, Saunders and Webster 10.

Noes. Messrs Banks, Bates, Buttons, Blacow, Lebelland, De Francq, Gaidzeer, Hamill, Hamilton, Heuser, Meyerhaus, and Randall 12.

Absent and Not Voting

Messrs Johnson, Meyer, Rockwell, and Taylor 4

So the bill did not pass.

Mr Heuser moved

To take H. B. No. 65 "A Bill for an act "concerning County Debts" from file in Committee of the Whole and

To refer the same to Committee on Judiciary

Carried.

Mr Butler moved that the Senate now resolve itself into the Committee of the Whole on General File

Carried.

So the Senate went into Committee of the Whole with Mr Dr Frazer in the Chair.

The Committee of the Whole rose and The Senate resumed its session for the purpose of receiving the following

Message from the House

State of Colorado

Chamber of the House of Representatives

Denver. March 17th 1899.

To the Honorable

The Senate of the State of Colorado

I am instructed to inform your Honorable Body that the House has concurred in the Senate's Amendments to Sec. 9. 10, 12 and 14. Refuses to concur in Amendment to Sec. 25 and the striking

out of Sections 7, 8, 18, 19, 20 and 21 of
H. B. No. 75 which bill is herewith trans-
mitted — also. That the House insists
on its amendments to S. B. No. 80, which
is also herewith returned

Respectfully

W. B. Fellers

Chief Clerk of the House

The Senate again went into Committee
of the Whole with
Mr De France in the Chair.

The Committee of the Whole rose.
The Senate resumed its session and
The following report was read.
Mr President

The Committee of the Whole
House has had under consideration
the General File
Report H. B. No. 276 back to the Senate
recommending that it do pass. also
S. M. and J. R. No. 10, recommending that it
be placed on file for 3rd reading — also
Have amended H. B. No. 197 and report it
back to the Senate recommending that

it be referred to Committee on Finance Ways and Means also.

Have amended H. B. No. 222 and report it back to the Senate recommending that amendments be agreed to, and engrossed and bill placed on file for 3rd reading

A. H. De France

Chairman

Mr Saunders moved
To adopt report
Carried.

Mr Saunders moved
To adjourn
Carried

So at 12 O'clock and 15 minutes the Senate adjourned.

Afternoon Session

Senate met at 2 P.M.

Unanimous consent being given Joint Committee on Enrollment by the Secretary, Mr Hamilton reported H. B. No 243 and C. H. B. No. 270 correctly enrolled and signed by the Speaker of the House.

The Title was read and Mr President announced the signing of C.H. No. 270 "A Bill for an act concerning "Stock Killed by Railroads" and H. B. No. 243 "A Bill for an act concerning County Buildings of Douglas County"

Mr Webster moved To take up S. B. No. 80 "A Bill for an "act concerning Fences and Enclosures" Carried

Mr Webster moved That the Senate refuse to concur in amendments proposed by the House to S. B. No. 80 Carried

Mr Webster moved.
That a Committee of Conference (on the part of the Senate) be appointed.
Carried and
The President appointed as members of such Committee
Messrs. Gardner, Moyse of Aroostook and De Francis

Unanimous consent being given.
Mr Ellsworth moved
To take S. B. No 140 "A Bill for an act "to amend Chapter 61 of the Revised "Statutes" from the Table.
Carried

Mr Ellsworth moved.
To suspend the rules and
To reconsider the vote whereby the Senate passed S. B. No. 140
Carried.

Unanimous consent being given.
Mr Ellsworth moved
To amend S. B. No. 140, by striking out Section 2.
Carried.

S. B. No. 140 being on its final passage.

Ayes and Noes called with following result.

Ayes.—Messrs. Barela, Buttes, Blacow, Dr France, Ellsworth, Gardner, Gaussoin, Hall, Hamill, Hill, Meldrum, Moyruhan, and Nebeker — 13.

Noes.—Messrs. Bennett, Lelelland, Hamilton, and Henson — 4.

Absent and Not Voting — Messrs Baker, Hayner, Holman, Maxwell, Meyer, Randall, Rockwell, Saunders and Taylor — 9.

So the Senate refused to pass the Bill.

Mr Barela moved To reconsider the vote whereby the Senate refused to pass S. B. No. 140,

Mr Bennett moved To lay motion to reconsider on the Table.

Ayes and Noes called with following result.

Ayes.—Messrs Bennett and Hamilton — 2.

Noes, Messrs Barela, Butler, Beacon, Lelelland, De France, Ellsworth, Gaudner, Gammon, Hall, Hamill, Hewson, Hill, Weldman, Moyneleen, and Webster ——— 15—

Absent and Not Voting

Messrs, Baker, Hayner, Johnson, Mercell, Meyer, Randall, Rockwell, Saunders, and Taylor — 9—

So the Senate refused to lay motion on the Table. ———

Mr Bennett raised point of order, — That it was not Competent for Mr Barela to move a reconsideration of vote, as he did not vote with the majority ———

The President decided the Point of Order "not well taken" ———

Mr Bennett appealed from the decision of the President. ———

The question being "shall the decision of the President be sustained"—

Ayes and Noes were called with following result.

Ayes. Messrs Barela, Baker, Beacom, Lelelland, De Francia, Ellsworth, Gardner, Gaussoin, Hall, Hamill, Hamilton, Hill, Moyneham and Webber — 14

Noes. Messrs Breen, Butler, Hewson, and Meldrum, — 4

Absent and Not Voting — Messrs. Hayes, Johnson, Mansell, Meyer, Randall, Rockwell, Saunders and Taylor — 8.

So the Senate sustained the decision of the President.

The question recurring on the motion to reconsider.

Ayes and Noes were called with following result.

Ayes. Messrs Barela, Butler, Beacom, Lelelland, De Francia, Ellsworth, Gardner, Gaussoin, Hamilton, Hamill, Hill, Moyneham, Saunders, and Webber — 14.

Noes.—Messrs Bates, Bennett, Hewson, and Weldmen, — 4.

Absent and Not Voting

Messrs Hall, Haynes, Johnson, Maxwell, Meyer, Randall, Rockwell, and Taylor — 8.

So the Senate reconsidered the vote whereby it refused to pass S. B. No. 140, and

S. B. No 140 being on its final passage, Ayes and Noes called with following result

Ayes.—Messrs Barela, Bates, Butler, Deacon, Lelland, De France, Ellsworth, Gardner, Gaussoin, Hall, Harold, Hamilton, Hill, Moyna han, Saunders and Webster — 16.

Noes.—Messrs. Bennett, Hewson, and Weldmen—3.

Absent and Not Voting

Messrs Haynes, Johnson, Maxwell, Meyer, Randall, Rockwell, and Taylor — 7.

Title agreed to.

Message from the Governor

State of Colorado
Executive Department
Denver, March 16 1877

Hon Lafayette Head
President of Senate

Sir

I have the honor to inform you that I have signed Senate Bills No. 16, 25, 30, 58 and 146, and have filed the same with the Secretary of State

Very Respectfully
John L. Routt
Governor.

Mr Hamill moved
To take up H. B. No. 102 "A Bill for an act "concerning a Commissioner of Mines" and passed

Mr Hamill moved
That the Senate recede from its amendments to H. B. No. 102

Message from the House

State of Colorado.

House of the House of Representatives

Denver March 16 1887.

To the Honorable

The Senate of the State of Colorado.

I am instructed to inform your Honorable Body that Messrs Kittredge, A. D. Wilson and Griffis on the part of the House on the Conference Committee on S. B. No. 80.

Respectfully

W. B. Felker

Chief Clerk of the House

The question being shall the Senate recede from its amendment to Sec. 5 of H. B. No. 102,

Ayes and Noes were called with following result.

Ayes.- Messrs. Baker, Barnett, Beacom, Dr-France, Ellenwood, Gardner, Hall, Harold, Hewett, Hill, Melchen, Maynard, Saunders and Webber — 14.-

Noes.- Messrs Barela, Butler, Lelland, Harrison and Hamilton — 5

Absent and Not Voting

Messrs. Haynes, Johnson, Maxwell,

Weyer, Randall, Rockwell, and Taylor — 7

So the Senate receded from such amendment.

The question being "Shall the Senate recede from its amendment to Section 6, of H.B. No. 102."

Ayes and Noes were called with following result.

Ayes.—Messrs. Baker, Beacom, Dr Frances, Ellsworth, Gardner, Hall, Harrell, Hewson, Hill, Meldrum, Moyneahan, Saunders and Webster — 13.

Noes.—Messrs Barker, Breach, Butler, Delleland, Gannon and Hamilton — 6.

Absent and Not Voting

Messrs Haynes, Johnson, Maxwell, Weyer, Randall, Rockwell and Taylor — 7

So the Senate refused to recede from such amendment.

Mr Moyneahan moved.

To reconsider the vote whereby the Senate refused to recede from its amendment to Section 6 of H. B. No. 1112.

Ayes and Noes called with following result.

Ayes—Messrs Bates, Blacow, De France, Ellsworth, Gardner, Hall, Hamill, Hewes, Hill, Maxwell, Meldrum, Moyreau, Saunders and Webster—14.

Noes. Messrs Barela, Bennet, Butters, Clelland, Gansson and Hamilton—6.

Absent and Not Voting

Messrs. Haynes, Johnson, Meyer, Randall, Rockwell and Taylor—6.

So the Senate reconsidered such vote.

The question being "Shall the Senate recede from its amendment to Section 6 of H. B. No. 1112" Ayes and Noes were called with following result.

Ayes. Messrs. Bates, Blacow, De France, Ellsworth, Gardner, Hall, Hamill, Hewes, Hill, Maxwell, Meldrum, Moyreau, Saunders and Webster—14.

Noes. Messrs. Banks, Branch, Butler,
Lelland, Garrison, and Hamilton — 6.

Absent and Not Voting
Messrs. Hayes, Johnson, Meyer,
Randall, Rockwell and Taylor — 6.

So the Senate receded from such amend-
ment.

The question being "Shall the Senate re-
cede from its amendment to Section 9,
of H. B. No. 102.
Ayes and Noes were called with follow-
ing result.

Ayes. Messrs. Baker, Branch, Chacon,
De France, Ellsworth, Gardner,
Garrison, Hall, Hamill, Henson,
Hill, Meanwell, Moyniahan, Saun-
ders, and Webster — 15.

Noes, Messrs, Banks, Butler and Lelel-
land — 3.

Absent and Not Voting
Messrs Hamilton, Hayes, Johnson,
Melchion, Meyer Randall, Rock-
well, and Taylor — 8

So the Senate receded from such amendment.

The question being "Shall the Senate recede from its amendment to Section 10 of H. B. No. 1102,

Ayes and Noes were called with following result.

Ayes - Messrs Bates, Beacom, De France, Ellsworth, Hall, Hamill, Hanson, Hill, Maxwell, Meldrum, Moyerbacher, Saunders and Webster — 13.

Noes - Messrs Banta, Barnett, Butler, Clelland, Gardner and Gaussoin — 6.

Absent and Not Voting

Messrs. Hamilton, Haynes, Holmes, Meyer, Randall, Rockwell and Taylor — 7

So the Senate refused to recede from such amendment.

The question being "Shall the Senate recede from its amendment to Section 11 of H. B. No. 1102,"

Ayes and Noes were called with follow-

ing result.

Ayes.—Messrs. Baker, Bennett, Blaesser, de France, Ellsworth, Gardner, Hall, Hamill, Hansen, Hill, Maxwell, Meldrum, Moyna han, Saunders and Webster—15.

Noes.—Messrs. Barta, Butters, Lehlbach, Jansonius, and Haynes—5.

Absent and Not Voting

Messrs. Hamilton, Johnson, Meyer, Randall, Rockwell and Taylor—6.

So the Senate receded from Senate amendment.

The question being "Shall the Senate recede from its amendments to Section 12 of H. B. No. 1112" Ayes and Noes were called with following result.

Ayes.—Messrs. Bennett, Blaesser, de France, Ellsworth, Gardner, Hall, Hamill, Hansen, Hill, Maxwell, Meldrum, Moyna han, Saunders and Webster—14.

Noes.—Messrs. Barela, Baker, Butters, Lelelland, Gaussoin and Haynes — 6

Absent and Not Voting

Messrs Hamilton, Johnson, Meyer, Randall, Rockwell and Taylor — 6

So the Senate receded from such amendment.

Mr Saunders moved To reconsider the vote whereby the Senate refused to recede from its amendment to Section 10 of H. B. No. 102.

Ayes and Noes called with following result,

Ayes,—Messrs. Bates, Beuch, Butters, Deacon, De Francia, Ellsworth, Gardner, Hall, Hamill, Hanson, Hill, Maxwell, Meldrum, Moyniahan, Saunders and Webster — 16

Noes,—Messrs Barela, Lelelland, Gaussoin, and Hamilton — 4

Absent and Not Voting

Messrs Haynes, Johnson, Meyer Randall, Rockwell and Taylor — 6

So the Senate reconsidered said vote. —

The question being "Shall the Senate recede from its amendment to Section 10 of H. B. No 102."

Ayes and Noes were called with following result.

Ayes. Messrs Banks, Baker, Bennett, Blacon, Dr Franca, Ellsworth, Gannon, Hall, Hamill, Hinson, Hill, Mansell, Mebdrum, Moynahan, Saunders and Webber — 16.

Noes. Messrs Butler, Lelelland, Gardner and Hamilton — 4.

Absent and Not Voting

Messrs Haynes, Johnson, Meyer, Randall, Rockwell and Taylor — 6.

So the Senate receded from said amendment.

Mr Butler moved.

To take up H. B. No. 75 "A Bill for an act "Concerning Stock"

Carried.

Mr Butler moved

That the Senate recede from its amendments to Sections 7 and 8 of H. B. No. 75.

Ayes and Noes called with following result.

Ayes—Messrs Barla, Bennett, Butler, De Franca, Ellsworth, Gardner, Gassaway, Hamilton, Maxwell, Meldrum and Saunders — 11.

Noes.—Messrs Beacom, Lelelland, Hall, Haynes, Hewes, Hill, Moyneham, and Webster — 8

Absent and Not Voting

Messrs Baker, Hamill, Johnson, Meyer, Randall, Rockwell and Taylor — 7.

So the Senate refused to recede from such amendments

Mr Butler moved,

That the Senate insist on its amendments to Sections 18, 19, 20, 21 and 25 of H. B. No. 75

be carried.

Mr Butler moved
That the Senate request of the House
a Committee of Conference on H. B. No. 757
Carried and

The President appointed as members
of such Committee (on the part of the
Senate)
Messrs. Hall, Hill and Maxwell.

Mr Webber moved
To take H. B. No. 246 "A Bill for an act
"Concerning Irrigation" from file in Com-
mittee of the Whole
Carried.

Mr Webber moved.
That the Senate agree to amendment
proposed by Committee on Irrigation
to H. B. No. 246
Carried.

Mr Bennett moved.
To suspend the rules and
To read all bills on file for 3d reading.
Carried

H. B. No. 246 read 3d time and

Passed by following vote.

Ayes. Messrs Banks, Bennet, Butters, Deacon, Delelland, Ellsworth, Gardner, Hanson, Hall, Hamill, Hamilton, Hill, Maxwell, Meldrum, Moyneleau, Randall, & Webster 17.

Noes, Mr. Saunders 1

Absent and Not Voting

Messrs. Baker, De France, Haynes, Henson, Johnson, Rockwell, Meyer and Taylor 8.

Title agreed to.

Mr Ellsworth moved.
To grant Mr Butters leave of absence for 10-nights session.
Carried.

Mr Ellsworth moved
To adjourn
Carried

So at 5 P.M. the Senate adjourned.

Evening Session

Senate met at 7½ P. M.

Message from the House

State of Colorado

Chamber of the House of Representatives

Denver, Mar. 16th 1877.

To the Honorable

The Senate of the State of Colorado.

I am instructed to inform your Honorable Body that the House has passed H. B. No. 168 which is herewith transmitted

Respectfully

N. B. Felton

Chief Clerk of the House

Unanimous consent being given,

Committee on Privilege by its Chairman, Mr Hall, reported

Amendments to H. B. No. 24 "A Bill for "an act concerning Adulterated Liquors" back to the Senate correctly printed

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Unanimous consent being given.

Committee on Engrossment by its Chair-

mean. Mr Maxwell, reported. Amendments to H. B. No. 222 "A Bill for "an act Concerning value of improvements "in certain cases" back to the Senate correctly engrossed.

Unanimous consent being given. Mr Ellsworth moved. To refer H. B. No. 24 and Amendments to Committee of the Whole. Carried.

Mr Webster moved That the Senate now resolve itself into the Committee of the Whole on General File Carried.

So the Senate went into Committee of the Whole with Mr Webster in the Chair.

The Committee of the Whole rose. The Senate resumed its session and The following report was read The President

The Committee of the whole House was held under consideration the General File

Have amended H. B. No. 24 by striking out all but Sections 1, 2, 3 and 5 and report it back to the Senate without recommendation

M. M. Webster

Chairman

Mr Hamill moved

To receive report

Carried

Unanimous consent being given

Joint Committee on Enrollment by its Chairman, Mr Hamilton, reported,

Senate Bills No. 11 and 43 and House Bills No. 243 and 270 properly to His Excellency, the Governor, for approval at 5 05 O'clock P.M.

March 16 1877.

Mr Lelelland moved

To adjourn

Carried

So at 9 00 P.M. the Senate adjourned.

Journal of the Senate

March 17th 1875

Approved.

General Assembly of Colorado

Senate

First Session

Saturday, March 17th 1877

Senate met pursuant to adjournment.

Lieutenant Governor presiding

Roll Call

Absent, Messrs Barela, De France, Haynes, Johnson, Meyer (excused) Moyer-
man, Randall, Rockwell, Saunders,
Taylor (excused) and Webster

Quorum present.

Prayer by the Chaplain

Journal of yesterday read and approved

Messrs Barela, De France, Haynes, Moyer-
man, and Webster appeared and
took their seats.

Reports from Standing Committees.

Committee on Finance Ways & Means.
by its Chairman, Mr Butters, reported.
H. B. No. 197. "A Bill for an act ma-
"king General Appropriations" Ought to
the Senate with amendments recommen-
ding that such amendments together
with those proposed by the Committee
of the Whole be agreed to.

Mr Butters moved
To agree to amendments proposed by the
Committee on Finance, Ways & Means
and by the Committee of the Whole to
H. B. No. 197
Carried.

Reports from Special Committees.

Committee of Conference on A. H. B. No.
212 "A Bill for an act concerning
"Municipal Corporations" reported as
follows.
Mr President

The Committee of Conference
to whom was referred certain points of
difference between the Two Houses in re-

gard to H. B. No. 212, have had the same under consideration and would recommend

That the Senate recede from its amendments to Sections 8, 9 and 37.

That the Senate concur in House amendment to Senate amendment to Sec. 24, and adopt the House recommendation with regard to the Same.

That the House concur in Senate amendment to Sections 44 and 45;

That the following be inserted between Sections 44 and 45 as a new section.

"The County Assessor shall at the same "time at which he files his return with "the County Clerk or other County Offi- "cer, file with the Clerk or Recorder of "each incorporated town or city a dupli- "cate return of all property situate with- "in the limits of any city or town in such "County. And the Council or Board of Trus- "tees of any such city or town, shall ap- "point or authorize one of their number "to appear before the County Commission- "ers sitting as a Board of Equalization "and recommend such amendments and "additions to, or changes in the assess- "ment made by the County Assessor

"of the property or any portion thereof
"within the limits of such city or town
"as they may deem just"
That the Senate recede from its amend-
ment inserting after Sec. 44. - Sections
numbered 45, 46, 47, 48, and 49
That the following be inserted as Sec. 91
in Article 10.
"Section 91. Whenever any territory has
"been or shall hereafter be laid off or plat-
"ted, adjoining or contiguous to any organ-
"ized town or to any addition or subdivision
"thereof and the proprietor or proprietors of
"such territory shall not have constituted
"the same an addition to such town as pro-
"vided in this act and the inhabitants
"of which territory shall not have become
"incorporated as a separate town prior to
"the date of the passage of this act the town
"to which such territory is contiguous may
"proceed to abandon its organization and
"reorganize under this act in manner as
"provided in this Article and in such re-
"organization may include all or any part
"of the territory so laid off or platted as
"aforesaid, and in such case the bound-
"aries of the whole Town including such
"territory. Shall be set forth in the petition

"mentioned in this article and all legal
"voters residing within these boundaries.
"shall be entitled to vote at the election
"contemplated in this Article"
Thence the House concurs in Senate amend-
ment striking out Article 11.
Respectfully submitted
J. P. Maxwell.
S. B. A. Hayes
Com. on part of Senate
F. F. Simmons
D. Rowell,
J. L. Hilton
Com. on part of House,

Mr Ellsworth moved.
That the Senate concur in report of
Conference Committee on A. H. B. No. 212.
Ayes and Noes called with following
result.
Ayes. Messrs. Baker, Branch, Bulteen,
Deacon, Lebellard, de France, Ellsworth, Gardner, Garrison, Hamlet, Haynes, Hewes, Maxwell, Meldrum, and Webster 15-

Noes. None

Absent and Not Voting

Messrs Banks, Hamilton, Hill, Johnson, Meyer, Meyendorff, Randall, Rockwell, Saunders, Taylor and Tuttle.

So the Senate concurred in such report.

Reading of Bills

H. B. No. 168 "A Bill for an act concerning "Guardians"

Read 1st time

S. No. and J. R. No. 10 "Relative to removal of Indian Tribes from this State"

Read 3rd time and

Passed by following vote

Ayes. Messrs Bales, Bennett, Bulkley, Deacon, Delelland, Dr France, Ellsworth, Gardner, Garrison, Hall, Hamill, Hayes, Hewson, Mansfield, Muldoon, Meyendorff and Webster 17.

Noes None

Absent and Not Voting

Messrs Banks, Hamilton, Hill,

Johnson, Meyer, Randall, Rockwell, Saunders and Taylor, 9.

Vote agreed to

H. B. No. 276, "A Bill for an act for
"the relief of E. M. Brewster"
Read 3rd time and
Passed by following vote
Ayes. Messrs Bates, Bennett, Butler,
Chacon, De France, Ellsworth,
Gardner, Gaussoin, Harrell, Hay-
ner, Hewson, Mancell, Mebane,
Meyer and Webster 15.

Noes. Mr Lebellard 1.

Absent and Not Voting
Messrs. Banks, Hall, Hamilton,
Hill, Johnson, Meyer, Randall,
Rockwell, Saunders, and Taylor 10.

Vote agreed to.

H. B. No. 2225 "A Bill for an act con-
"cerning value of Instruments
Read 3rd time
Ayes and Noes called with following

Ayes. Messrs Bennett, Butters, Ellsworth, Gardner, Harper, Hayes, Maxwell, Meldrum, and Webber 9.

Noes. Messrs. Bacon, Lelland DeFrance, Gaunson, Hamill, Hamilton, and Weigandt, 7

Absent and Not Voting

Messrs, Barker, Bates, Hall, Hill, Johnson, Meyer, Randall, Rockwell, Saunders and Taylor 10.

So the Senate refused to pass the bill.

Message from the House

State of Colorado
Chamber of the House of Representatives,
Denver, March 17th 1877.

To the Honorable
The Senate of the State of Colorado.

I am instructed to inform your Honorable Body that the House has amended and passed S. B. No. 45 and refuses to pass S. B. No. 56 both of which are herewith transmitted

Respectfully
W. B. Fellows
Chief Clerk of the House

Mr Ellsworth moved
To refer S. B. No. 45 "A Bill for an act
"concerning the City of Denver." to a
Special Committee consisting of the mem-
bers of the Senate from Arapahoe County.
Carried.

Mr Ellsworth moved,
To take up H. B. No. 24 "A Bill for an act
"concerning adulterated Liquors"
Carried.

Mr Ellsworth moved.
To consider H. B. No. 24 by Sections.
Ayes and Noes called with following
result.
Ayes. Messrs Bennett, Butler, Clelland
Ellsworth, Gardner, Hall, Hayner,
Maxwell, Moyer, and Webster 10.

Noes. Messrs, Banks, Bates, Bliss,
De France, Francois, Hamill, Ham-
ilton, Henson, and Meldrum 9.

Absent and Not Voting

Messrs. Hill, Johnson, Meyer, Randall, Rockwell, Saunders and Taylor 7.

So the motion was adopted

The question being on the adoption of Section 1 of H. B. No. 24

Ayes and Noes were called with following result.

Ayes. Messrs Butters, Lehelland, Ellsworth, Gardner, Hall, Maxwell, and Moyneaux 7.

Noes. Messrs. Banks, Bates, Bleecon, DeFrance, Gansson, Hamill, Hamilton, Hanson, and Meldrum. 9.

Absent and Not Voting

Messrs Bennet, Haynes, Hill, Johnson, Meyer, Randall, Rockwell, Saunders, Taylor and Webster 10.

So the Senate refused to adopt Section 1 of H. B. No. 24.

Mr Ellsworth moved.

To further further consideration of
H. B. No. 24.
Carried.

Mr Ellsworth moved
That the Senate now resolve itself into
the Committee of the Whole on General
File
Carried.

So the Senate went into Committee of
the Whole with
Mr Baker in the Chair.

The Committee of the Whole rose.
The Senate resumed its session and
The following report was read.
Mr President

The Committee of the Whole
Have had under consideration the
General File
Have amended A. H. B. No 36 "A Bill for an
"act concerning a department of Insurance"
and report it back to the Senate, recommending that amendments be agreed to and ordered engrossed, and bill placed on file for-

3rd reading.

S. E. Bales

Chairman.

Mr Ellsworth moved

To agree to report

Ayes and Noes called with following result.

Ayes. Messrs Bales, Bennett, Butters, Chicoine,
Gardner, Hamill, Haynes, Maxwell, and
Meldrum 9.

Noes. Messrs Banks, Clelland, Ellsworth,
Hill, Moyneham and Webber 6

Absent and Not Voting
Messrs Dr Franz, Hawkins, Hall,
Hamilton, Hixson, Johnson, Meyer,
Randall, Rockwell, Saunders and Taylor 11.

So the Senate agreed to said report.

Mr Bennett moved

To adjourn

Carried

So at 12 M. the Senate adjourned

Fifteenth Session

Senate met at 2 P. M.

Mr Moyneahan moved
that the Senate now resolve itself into
the Committee of the Whole on General
File
Carried

So the Senate went into Committee of the
Whole with
Mr Moyneahan in the Chair.

The Committee of the Whole rose.
The Senate resumed its session and
The following report was read
Mr President.

The Committee of the Whole have
had under consideration H. B. No. 56 "An
Certificate
Act for an Act concerning ~~Trust Deeds and~~
~~Mortgages~~" and
Report it back with amendment and with-
out recommendation

James Moyneahan
Chairman.

Mr Haynes moved
To recess reports.
Carried

Unanimous consent being given
Special Committee on S. B. No 45 "A Bill
"for an act concerning the City of Drum" re-
ported the same back to the Senate recom-
mending
That the Senate concur in House Amendments
to Sections 40, 22, 59 and 90 and non-concur in
House Amendments to Sections 34, 62 and 91

Mr Branch moved
To concur in House Amendments to Sec-
tions 40, 22, 59 and 90 of S. B. No. 45.
Ayes and Noes called with following re-
sult.
Ayes. Messrs. Bates, Branch, Bulteve,
Clucas, Lelelland, de France, Ells-
worth, Gardner, Gaussois, Hamill,
Haynes, Hussey, Hill, Meldrum, Mey-
nahan, and Webster 16.

Noes. Mr Hamilton 1

Absent and Not Voting
Messrs Banks, Hall, Solomon, Wan-

. well, Meyer, Randall, Rockwell,
Saunders and Taylor 9.

So the Senate concurred in such amendments

Mr Ellsworth moved
To refuse to concur in House amendments
to Sections 34, 62 and 91 of S. B. No. 45.
Ayes and Noes called with following result,
Ayes. Messrs Baker, Brunet, Butler, Chaves,
Clelland, De Francq, Ellsworth, Gardner,
Gauvreau, Hamill, Hayes, Howe,
Hill, Maxwell, Meldrum, Moyreau,
and Nebeker 17.

Noes. Mr Hamilton 1

Absent and Not Voting
Messrs. Barela, Hall, Johnson, Meyer,
Randall, Rockwell, Saunders, and Taylor 8.

So the Senate refused to concur in such a-
mendments.

Mr Ellsworth moved
To request of the House a Committee of
Conference on S. B. No. 45
Is carried and

The President appointed as members of such Committee on the part of the Senate Messrs Ellmore, Bennet and Butters

Messages from the House

State of Colorado
House of the House of Representatives
Denver. March. 17-1877.

To the Honorable,
The Senate of the State of Colorado.

I am instructed to inform your Honorable Body, that the House has passed Senate Bills No. 63 & 139 both of which are herewith transmitted

also.

I am instructed to inform your Honorable Body that the House has amended and concurred in the Senate's amendment to H. B. R. No. 20, which is herewith transmitted

Respectfully
W. B. Felton
Chief Clerk of the House.

Mr Butters asked unanimous consent to agree to Amendment proposed by the House to Senate amendment of H. B. R.

No. 20 " Relative to Final Adjournment.
Objected to.

Unanimous consent being given.
Committee of Conference on H. B. No 22
"A Bill for an act concerning County Courts"
reported as follows.
To the President of the Senate.

The Conference Committee of the two Houses of the General Assembly, appointed to adjust the differences between the Houses in the passage of H. B. No. 22. report.
That they have met in Conference upon the differences referred to them, have agreed and recommend.
First. That the Senate recede from its amendments to Section 3 of the bill.
Second. That the House concur in Senate amendment striking out Section 5.
Third. That the House, concur in the Senate amendments to Sections 6. 7. 9. and 11
Fourth. That the Senate recede from its amendments to Sections 12, 13 and 16 and
Fifth. That the House concur in Senate amendments to Section 28

Respectfully Submitted

March 17 1877

W. W. Webster

S. B. A. Haynes

H. P. Bennett

Committee on the part of the Senate

N. H. Pierce

J. C. Helm

Committee on the part of the House.

Mr Haynes moved

To adopt report of Committee of Conference

on H. B. No. 22

Message from the House

State of Colorado

Chamber of the House of Representatives

Denver, March 17th 1877.

To the Honorable

The Senate of the State of Colorado

I am instructed to inform your Honorable Body that the House has amended and passed S. B. No. 86, and refuses to pass S. B. No. 140 But bills and herewith transmitted

Respectfully

W. B. Felker

Chief Clerk of the House

Mr Haynes moved.

To refuse to agree to report of Conference
Committee on Section 3 of H. B. No. 22.
Ayes and Noes called with following re-
sult.

Ayes. Messrs Baker, Branch, Butler,
Deacon, Delelland, De France, Gard-
ner, Gassaway, Hamill, Hamilton,
Harper, Henson, Hill, Manuel and
Meldrum 15.

Noes. Messrs Ellsworth and Moyer 2.

Absent and Not Voting
— Messrs Banks, Hall, Johnson, Meyer,
Randall, Rockwell, Saunders, and
Webster 9.

So the Senate refused to agree to such
report.

Unanimous consent being given
Joint Committee on Enrollment, by its
Chairman, Mr Hamilton, reported.
House Bills No. 86, 276 and 102. correctly
enrolled and signed by the Speaker of the
House.

Mr Tilt was read and

The President announced the signing of
H. B. No. 86 "A Bill for an act concerning
"Assay Offices"
H. B. No. 276 "A Bill for an act for the relief
"of E. N. Brewster" and
H. B. No. 102. "A Bill for an act concerning
"a bureau of mines"

Mr Haynes moved
To agree to report of Conference Committee
on Section 5 of H. B. No. 22
Ayes and Noes called with following re-
sult

Ayes. Messrs Bates, Brush, Butters, Bla-
con, Lehlland, De France, Gardner,
Garvin, Hamill, Haynes, Howes,
Hill, Maxwell, Meldrum, and Web-
ster 15.

Noes. Mr Hamilton 1

Absent and Not Voting
Messrs. Banks, Ellsworth, Hall,
Johnson, Meyer, Moyer, Rau-
dall, Rockwell, Saunders and Tay-
lor. 10.

So the Senate agreed to such report.

Message from the House,

State of Colorado
Department of the House of Representatives
Denver March 17-1877

To the Honorable
The Senate of the State of Colorado
I am instructed to inform
your Honorable Body that the House
has passed H. B. No. 132,
Has appointed Messrs Pierce, Skinner
& Mayer on the part of the House on the
Conference Committee relative to S. B. No.
45. H. B. No. 132 is herewith transmitted

Respectfully
N. B. Fellers
Chief Clerk of the House

Mr Haynes moved
To agree to report of Conference Com-
mittee on Sections 6. 7. 9 and 11. of H. B. No. 22
Ayes and Noes called with following
result

Ayes. Messrs Bales, Brueck, Buttles,
Chacon, Clelland, De France, Gard-
ner, Gaussoin, Hamill, Haynes,
Hinson, Hill, Macnell, Webber,
and Weber 15

Noes.

Absent and Not Voting
Messrs Banks, Ellsworth, Hall,
Hamilton, Johnson, Meyer, Moy-
nahan, Rundall, Rockwell, Saun-
ders and Taylor 11

So the Senate agreed to such report

Mr Hayes moved
To recede from amendments proposed
to Sections 12, 13, and 16 of H. B. No. 22.
Ayes and Noes called with following re-
sult.

Ayes. Messrs Baker, Bennett, Butters
Johnson, Lehlbach, De France, Ells-
worth, Gardner, Gaussoin, Hayes,
Hewson, Weldon, Moynahan and
Nobles 14,

Noes. Mr Hamill 1

Absent and Not Voting
Messrs Banks, Hall, Hamilton,
Hill, Johnson, Maxwell, Meyer,
Rundall, Rockwell, Saunders and
Taylor 11

So the Senate receded from said amend-
ments

Mr Hayes moved
To agree to recommendation of Committee
of Conference on Section 28 of H. B. No. 22
Ayes and Noes called with following result
Ayes. Messrs Bates, Bennett, Butler, Bun-
kelland, De France, Gardner, Gassaway
Hall, Hayes, Hewes, Hill, Maxwell,
Melbourne, Moyniahan and Webster 16

Noes. Mr Hamill 1

Absent and Not Voting
Messrs Banks, Ellsworth, Hamilton,
Johnson, Meyer, Randall, Rockwell, Saun-
ders and Taylor 8.

So the Senate agreed to said recommenda-
tion

Unanimous consent being given
Committee on Enrollment, by its Chair-
man Mr Hill reported
S. B. No. 1115 - "A Bill for an act concerning
"Courts of Judicature" back to the Senate
correctly enrolled.

Mr. Butler moved
To take up H. b. R. No. 20.
Carried.

Mr Butler moved
To concur in amendment proposed by the House
to Senate amendment of H. b. R. No. 20.
Ayes and Noes called with following result.
Ayes. Messrs Brush, Butler, Deacon, Feld-
land, Gardner, Hamill, Haynes, Hur-
ron, Hill, Maxwell, Meldrum, and
Norbeck 12.

Noes. Messrs de France, Jamison, Hall, Eid,
Moyer, Nelson 6.

Absent & Not Voting
Messrs Barker, Baker, Ellsworth, Haw-
ley, Johnson, Meyer, Randall, Rich-
ard, Saunders & Taylor 10

So the Senate concurred in such amend-
ment.

Mr Hamill moved.
To reconsider the vote whereby the Senate
adopted House Amendment to H. b. R. No 20.
Carried.

Hon Hamill moved
To postpone further consideration of H.b.R.
No. 20 until Monday next at 2 P.M.
Carried.

Unanimous consent being given
Hon Webber moved
To recur to the order of "House Amendments
to Senate Bills"
Carried. 4th

Hon Webber moved
To lay on the Table S. B. No. 139 "A Bill for an
"act concerning Juries" and Amendments proposed
by the House thereto.
Carried.

Message from the Governor.

State of Colorado
Executive Department
Denver, March 17th 1877.

Hon Lafayette Head
President of Senate
Sir

I have the honor to inform
you, that I have this day signed Senate
Bills No. 43 and 11 and have filed the same

with the Secretary of State.

Very Respectfully
John L. Routt
Governor.

Mr Hall moved.

To concur in all amendments proposed by the House to S. B. No. 63 "A Bill for an "act concerning Roads" except as to Sections 29, 30 and 40 (40)

To ask of the House a Committee of Conference on such Sections.

Ayes and Noes called with following result.

Ayes. Messrs Breech, Butters, Chacey, Clelland, De France, Gardner, Jameson, Hall, Harrill, Haynes, Henson, Hill, Mearrill, Meyrahem, and Webster 15.

Noes. None

Absent and Not Voting

Messrs Banks, Baker, Edmonds, Hamilton Johnson, Mebane, Meyer, Randall, Rockwell, Saunders and Taylor 11

So the Senate concurred in all amendments (except as to Sections 29, 30, and 40) of S. B. No. 63, and asked a Committee of Conference thereon.

Mr Hayner moved.

To agree to Report of Conference on H. B. No 22 except as to Section 3. and

To ask of the House a Committee of Conference on said Section

Ayes and Noes called with following result.

Ayes. Messrs Branch, Butters, Chacon, Clelland, de France, Gardner, Garrison, Hall, Harrill, Hayner, Henderson, Hill, Maxwell, Moyes dale an, and Webster 15

Noes. None.

Absent and Not Voting

Messrs Banks, Baker, Edmonds, Hamilton, Johnson, Meldrum, Meyer, Randall, Rockwell, Saunders and Taylor 11,

So the Senate agreed to such report (except as to Section 31 on H. B. No 22,

The President appointed as members of
Conference Committee on H. B. No. 22 (on
the part of the Senate)
Messrs Haynes, Branch and De France, and

On S. B. No. 63.
Messrs Hall, Webster and Moynahan.

Mr Haynes moved.
To refer S. B. No. 86 to Committee on
Fees and Salaries
Carried.

Unanimous consent being given
Mr Webster moved
To read all bills on file for 1st reading
Carried and

H. B. No. 132 "A Bill for an act concern-
"ing a Board of Health"
Read 1st time

Mr Haynes moved
To lay H. B. No. 56 "A Bill for an act
"concerning Certificates" on the Table
Carried.

Mr De France moved.

To further consideration of H. B. No. 199
"A Bill for an act concerning Appropri-
"ations" until Monday next, at 10 o'clock
A.M.

On Mr. Sayre's motion
To adjourn
Carried

So at 5 1/2 P.M. the Senate adjourned,

Evening Session

Senate met at 7½ P.M.

Unanimous consent being given,
Committee on Fees and Salaries by its Chair-
man, Mr Haynes, reported
S. B. No. 86 "A Bill for an act concerning
"Fees" back to the Senate, recommending that
House amendments thereto be concurred in.

Messages from the House.

State of Colorado.
Chamber of the House of Representatives.
Denver. March 17th 1877

To the Honorable.
The Senate of the State of Colorado.
I am instructed to inform your
Honorable Body that the House has adopt-
ed the report of the Conference Committee
relative to S. B. No. 45 Has refused to adopt
the report of the Committee of Conference
relative to H. B. No. 22. and requests a 2nd
Committee of Conference relative to all
the differences as to said bill and has ap-
pointed on the part of the House. Messrs
Watts, Wilkins and Mayer on said Committee

Also, the House has appointed on the part of the House on the Conference Committee on S. B. No. 63. Messrs Rawson, Irwin and Griffin

also

I am instructed to inform your Honorable Body that the House has amended and passed S. B. No. 47 by 2/3 vote which bill is herewith transmitted

Respectfully

N. B. Fellows

Chief Clerk of the House

Unanimous consent being given.
Joint Committee on Enrollment. by Chairman, Mr Hamilton reported House Bills No. 86. 276 and 102 presented to His Excellency, the Governor, for approval at 5-30 O'clock P. M., March 17th 1877.

Mr Ellsworth moved
To concur in all the amendments proposed by the House to S. B. No. 86 except the amendment striking out Lines 22 and 23 of Section 14.
Ayes and Noes called with following result.
Ayes. Messrs Barker, Baker, Bennett, Butler, Chase, Chelland, Ellsworth, Garcelon, Hall, Hamilton, Haynes,

Hill, Meldrum and Webster 14.

Nays, Messrs Maxwell and Moynahan 2

Absent and Not Voting

Messrs De France, Gardner, Hamill,
Hanson, Solomon, Meyer, Randall,
Rockwell, Saunders and Taylor 10.

So the Senate concurred in said amend-
ments

Unanimous consent being given
Committee of Conference on S. B. No. 45,
reported as follows.
Mr President

Your Committee to whom
was referred Senate Bill No. 45 entitled
"A Bill for an act to reduce the law
"in conformity the City of Green" &c. have
had the same under consideration, and
report it back with the recommendation
that the Senate agree to the House amend-
ments

L. L. Ellsworth M. H. Pierce
H. B. Burnett A. Schuman
Alfred Butler John L. Meyer

On the part of the Senate On the part of the House.

Mr Butters moved
To agree to report of Conference Committee
on S. B. No. 115
Ayes and Noes called with following re-
sult

Ayes. Messrs Baker, Brune et. Butters,
Deacon, Delelland, Ellsworth, Gau-
vin. Hall, Haynes, Hill, Maxwell
Meldrum, Moynahan, and Webster 14.

Noes. Messrs Barela and Hamilton 2

Absent and Not Voting
Messrs Dr France, Gardner, Hamil,
Hansen, Johnson, Meyer, Randall,
Rockwell, Saunders and Taylor 10

So the Senate agreed to such report.

Mr Maxwell moved
To grant Messrs Saunders and Randall
leave of absence for to-days session
Carried.

Mr Butters moved
To appoint 2nd Committee of Conference
on H. B. No. 22 "A Bill for an act Concern-
"ing County Courts" as per request of the

House
Concurred. and

The President appointed as members of such Committee on the part of the Senate Messrs Bennett, Maxwell and De France.

Mr Hamill moved
To refuse to concur in Amendment proposed by the House to Title of H. B. No. 47 "A Bill for "an act concerning the Public Printing"
Ayes and Noes called with following result.
Ayes. Messrs Barker, Bates, Bennett, Butler
Bracken, Lebelland, Ellsworth, Gardner,
Gannon, Hamill, Haynes, Hill, Maxwell, Meldrum, Moyneahan, and Webster 16.

Noes. Mr Hamilton 1

Absent and Not Voting
Messrs. De France, Hall, Hewes, Johnson,
Meyer, Randall, Rockwell, Saunders
and Taylor 9.

So the Senate refused to concur in such amendment.

Mr Webster moved.

To concur in amendment proposed by the House to Section 3 of S.B. No. 47

Ayes and Noes called with following result.

Ayes. Messrs Barla, Baker, Bennett, Butters, Chacon, Clelland, Ellsworth, Gardner, Gaussoin, Hamill, Haynes, Hill, Mannell, Meldrum, and Webber 15

Noes. Mr Hamilton 1

Absent and Not Voting

Messrs De France, Hall, Hansen, Johnson, Meyer, Moyniahan, Randall, Rockwell, Saunders and Taylor 10.

So the Senate concurred in said amendment.

Mr Haynes moved

To concur in amendment proposed by the House to Section 4 of S.B. No. 47

Ayes. Messrs Baker, Bennett, Butters, Chacon, Clelland, Ellsworth, Gardner, Gaussoin, Hamill, Haynes, Hill, Mannell, Meldrum, and Webber 14

Noes. Messrs Barla, and Hamilton 2.

Absent and Not Voting

Messrs. De France, Hall, Hansen, Nelson, Nor, Meyer, Meyerdierks, Randall, Rockwell, Saunders and Taylor 10.

So the Senate concurred in such amendment.

Mr. Hamill moved

To refuse to concur in amendment proposed by the House on Section 10 of S. B. No 47

Ayes and Noes ordered with following result.

Ayes. Messrs Baker, Brunch, Butters, Clausen, Clelland, Ellsworth, Gardner, Gaussoin, Hall, Hamill, Hayzer, Hill, Marcroll, Weldman, Meyerdierks and Webster 16.

Noes. Messrs Banks and Hamilton 2

Absent and Not Voting

Messrs De France, Hansen, Nelson, Meyer, Randall, Rockwell, Saunders and Taylor 8

So the Senate refused to concur in such amendment.

Mr Ellsworth moved.

To amend the amendment proposed by the

Mr. Hanna moved that S.B. No. 84 be amended by inserting in Line 22 between "less" and "thirty" the word and by striking out "Thirty (30)" and inserting in lieu thereof "forty (40)" and in Line 23 by striking out "Fifteen (15)" and inserting in lieu thereof "Twenty (20)" and

To concur in the said amendment as amended.

Ayes and Noes called with following result

Ayes Messrs Banks, Baker, Bennett, Butler, Deacon, Dellland, Ellsworth, Gardner, Gassaway, Hall, Hamill, Haynes, Hill, Meldrum, Moyniham and Webster 16

Noes. Mr Hamilton 1

Absent and Not Voting

Messrs De France, Hewes, Johnson, Mansfield, Meyer, Randall, Rockwell, Saunders and Taylor 9

So the Senate concurred in said amendment as amended

Mr Haynes moved

To adjourn

Carried.

So at 9:20 P.M. the Senate adjourned.

Journal of the Senate

March 19th 1877

Approved.

General Assembly of Colorado

Senate

First Session

Monday Morning 19th 1877

Senate met pursuant to adjournment—Lieutenant Governor presiding,

Roll Call.

Absent—Messrs Meyer and Taylor (excused) Banks, Hayner, Johnson, ~~Hayner~~, Moynahan, Randall, Rockwell, Saunders and Webster.

Invocation pursued.

Prayer by the Chaplain

Journal of Saturday, March 17, read and approved.

Messrs Moynahan and Webster appeared and took their seats.

Reading of Bills

H. B. No. 132 "A Bill for an act concerning
"a Board of Health"
Read 2nd time and
Mr Ellsworth moved
To place it on file for 3rd reading
Carried

Messrs Barker and Haynes appeared and
took their seats

H. B. No. 168 "A Bill for an act concern-
"ing Guardians"
Read 2nd time and
Mr Ellsworth moved
To refer it to Committee on Judiciary
Carried.

Unanimous consent being given
Committee of Conference on S. B. No. 63
reported as follows.
Mr President.

Your Committee of Confer-
ence have had Senate Bill No. 63 "A Bill
"for an act concerning Roads and Public
"Highways" under consideration and beg
leave to report, that we have agreed as
follows, and recommend.
That the Senate concur in the House a-

amendment to Section 29 and
That the House recede from their ad-
ditional amendment at the end of
Section 30 and
The Senate concur in the other House
amendments to the same Section. and
That Section 40 be amended so as to read
as follows, to-wit.
Chapter 76 of the Revised Statutes
An act "to establish a Territorial Road
"from the Town of Evans, in the County of
"Weld to Boulder City, in the County of
"Boulder and for other purposes" Approv-
ed Feb. 11-1870.
An act to amend Chapter 76 of the Re-
"vised Statutes of Colorado Territory" Appd
Feb. 10, A.D. 1870.
An act "to establish a Territorial Road"
Appd. Feby. 9- A.D. 1872.
An act "To establish a Territorial Road
Appd. Feb. 9 A.D. 1872.
An act "To amend Sections 27 and 30 of Chap-
"ter 76 of the Revised Statutes of Colorado"
Appd Feb. 6, 1872.
An act "To amend Chapter 76 of the Re-
"vised Statutes" Appd. Feb. 13. A.D. 1874
An act "To amend an act entitled Roads
"and Highways" Appd Feb. 9. 1874,

An act "To establish a Territorial Road "in Huerfano County" appd. Feb. 13 1874 —
An act "regulating the pay of Road over-"seer in Weld and Larimer Counties" Ap-proved Feb. 13 1874. —
An act "To legalize the Roads and High-"ways of Boulder, Douglas, Las Animas, "Weld, Larimer, Jefferson, Arapahoe, El-"Paso, Lake, Costilla, Bent, Pueblo, and "Huerfano Counties established by order "of the County Commissioners of said "Counties" Approved Feb. 12th A.D. 1874. —
An act "Regulating the pay of Road "Overseers in Douglas and other Counties". approved Feb. 9th 1876. and —
An act "in relation to Road Laws in "Lake and Saguache Counties" Approved Jan. 11th A.D. 1876. all of the late Territory of Colorado be and are hereby re-pealed. —
Provided, That the repeal of such Chap-ter, or acts, or any of them, shall in no wise take away, divest, or impair any right acquired while the same remained in force. —
All of which is respectfully submitted —
I. B. Hall —
W. W. Webster —

James Murphy
Committee on the part of the Senate
D. Rawson,
Geo. L. Griffin
Richd Irvin
Committee on the part of the Senate

Special Order.

The House having arrived for the consideration of H. B. No. 197. "A Bill for an "act concerning Appropriations"

Mr Butler moved,
To amend as follows.
In Line 12 of Section 1, insert after the word "Specified" the words "For the ex- "pired Salaries of the Tribunal Judges "for the year 1876"
By increasing the amount appropriated for payment of Rent to $5-25 00-
By increasing the amount appropriated for Legislative Expenses to $29,500 00
By providing an additional appropriation of $300 00 for Printing the Laws.
Carried.

Mr Butler moved

To order amendments engrossed. Carried

To make the junction consideration of H. B. No. 197 Special order for 2 O'clock this afternoon. Lost

Mr Haynes moved

To take up S.B. No. 47 "A Bill for an act "concerning the Public Printing" and amendments proposed by the House thereto. Lost

Mr Haynes moved

To take up S.B. No. 47 "A Bill for an act "concerning the Public Printing" and amendments proposed by the House thereto. Lost

Message from the House.

State of Colorado

Chamber of the House of Representatives

Denver, March 19th 1877

To the Honorable

The Senate of the State of Colorado.

I am instructed to inform your Honorable Body that the House has passed H. B. No. 23, which is herewith transmitted, has adopted the report of the Committee of Conference on S.B. No. 63, And has amended and concurred in the Senate's amendment to Sec. 14 of S.B. No. 86

Senate Bills No. 63 and 86 are herewith

Transmitted

Respectfully

N. B. Fellows

Chief Clerk of the House.

Mr Bennett moved

To reconsider the vote whereby the Senate concurred in Amendments proposed by the House to Sections 3 and 4 of S. B. No. 47

Ayes and Noes called with following result:

Ayes.-Messrs Barka, Bates, Bennett, Butler, Chilcott, Cleland, Dr. France, Ellsworth, Gardner, Gammon, Hall, Hamill, Haynes, Hewes, Mebane, Moyneaux, and Webber ---- 17

Noes, ---- None,

Absent and Not Voting

Messrs. Hamilton, Hill, Johnson, Maxwell, Meyer, Randall, Rockwell, Saunders and Taylor ---- 9

So the Senate reconsidered such vote

Mr Haynes moved

To refuse to Concur in Amendments pro-

passed by the House to S. B. No. 47

Loomis & al

Mr Hayes moved

To ask of the House a full and free conference on S. B. No. 47, and Amendments proposed by the House thereto.

Loomis

Unanimous consent being given

Committee of Conference on H. B. No. 22 "A Bill for an act concerning "County Courts" reported as follows,

The Committee of Conference appointed by the two Houses to adjust the differences on the passage of House Bill No. 22 report that they have conferred, agreed, and recommend the following

That the House agree to the Senate's Amendments to Section 3.

That the Senate recede from its amendments striking out Section 5.

That the House agree to all the Senate's amendments to Sections 6. 7. 9. 11 and 28 And that the Senate do recede from its amendments to Sections 12. 13 and 16.

S. B. A. Hayes

H. P. Bennett.

C. H. De Frees.

Committee on part of the Senate

T. J. Watts

Silas L. Mayer,

D. F. McKee

Committee on part of the Senate

Mr Haynes moved.

To agree to report of Committee of Conference.

Ayes and Noes called with following result.

Ayes. Messrs Banks, Baker, Bennett, Butters, Chacon, Clelland, Dr-France, Ellsworth, Gordon, Gunson, Hall, Hawkins, Haynes, Hudson, Meldrum, Moynahan, — 15.

Noes, — Noes

Absent and Not Voting

Messrs. Hill, Johnson, Maxwell, Meyer, Randall, Rockwell, Saunders, Taylor, Webster Gardner, Hamilton, — 11.

So the Senate agreed to said report.

Mr Ellsworth moved
To agree to report of Committee of
Conference on S. B. No. 63
After and Noes ordered with following
results

Ayes.—Messrs Barela, Bates, Branch,
Bulter, Deacon, Delelland, Ells-
worth, Gardner, Garrison, Hall,
Haynes, Hewson, Hill, Mehrens,
Mooyman, and Webster — 16

Noes, — None

Absent and Not Voting

Messrs De Francia, Hamill, Ham-
ilton, Johnson, Maxwell, Meyer,
Randall, Rockwell, Saunders, and
Snyder — 10.

So the Senate agreed to Conference

Unanimous consent being given —
Committee on Enrollment by Chairman, Mr Hill, reported
S. B. No. 37, "A Bill for an act concern-
"ing Education" back to the Senate, cor-
rectly enrolled.

The President appointed as members of Committee of Conference on S. B. No. 47 on the part of the Senate — Messrs Hagner, Harrell and Butler —

Mr Ellsworth moved To concur in Amendment proposed by the House to Senate Amendment to House Amendment to Section 14 of S. B. No. 86. — Ayes and Noes called with following result.

Ayes Messrs Barela, Bates, Bennett, Blevins, Clelland, Ellsworth, Gardner, Garrison, Hall, Hagner, Henson, Holdsworth, Meyer and Nobles — 14

Noes. — Messrs. Butler, and Harrell — 2

Absent and Not Voting

Messrs De France, Harrelson, Hill, Johnson, Maxwell, Meyer, Rawdell, Rockwell, Saunders and Taylor — 10

So the Senate concurred in said amendment.

Mr Baker moved
To adjourn
Carried.

So at 11:50 A.M. the Senate adjourned.

Afternoon Session

Senate met at 2 P.M.

State of Colorado
Chamber of the House of Representatives
Denver, March 19th 1877.

To the Honorable
The Senate of the State of Colorado.

I am instructed to inform your Honorable Body that the House has receded from all its amendments to S.B. No. 47, except its amendment to Sec. 4, and asks a Committee of Conference relative to that amendment

Messrs Kittredge, Wilkins and Canfield have been appointed on the part of the House on said Committee

also

I am instructed to inform your Honorable Body that the House has laid on the Table S. B's No. 7 and 31, Has refused to pass S. B. No. 59 and indefinitely postponed S. B. No. 74. S. B.s 7, 31, 59 and 74 are herewith transmitted

also,

I am instructed to inform your Honorable Body that the House has adopted the report of the 2nd Committee of Conference on H. B. No. 22 except so far as it relates to Sec. 3 and requests a Committee of Conference upon that amendment — Messrs Phillips, Seymour and Sieber have been appointed on the part of the House on said Committee

Respectfully

N. B. Fellows

Clerk

Unanimous Consent being given, Joint Committee on Enrollment by

it Clearance, Mr Hamilton, reported Senate Bills No. 37, and 1115 back to the Senate Correctly enrolled and signed by the Speaker of the House.

The Title was read and

The President announced the signing of S. B. No. 37 "A Bill for an act concern-"ing Education" and

S. B. No. 1115 "A Bill for an act concerning "Courts of Judicature"

Special Orders.

The hour having arrived for the consideration of H. B. No 197. "A Bill for "an act concerning Appropriations"

Mr Butler moved

To postpone further consideration for 30 minutes

Carried. and

The hour having arrived for the consideration of H. C. R No. 20 "Relative to "Final Adjournment"

Mr Hayes moved

To postpone further consideration un-

Bill 2 P. M. to - necessary
business.

Mr Hayes moved
To excuse Mr Lebellard from attendance
on the Senate for 15 minutes.
Carried.

Unanimous consent being given
Committee on Mines and Mining by
its Chairman, Mr Hamill, reported
S. B. No. 149 "A Bill for an act con-
"cerning the School of Mines" and
S. B. No. 150 "A Bill for an act con-
"cerning Miners" back to the Senate re-
commending that they be laid on the
Table.

Mr Hamill moved
To adopt reports
Carried.

Mr Hayes moved
To suspend the rules. and
To take up H. B. R. No. 23.
Carried and

H. B. R. No. 23 "Relative to mail Route

"Returns Ordered and Salute"

Mr Hinson moved
To adopt H. B. R. No. 23,
Ayes and Noes called with following
result.

Ayes. Messrs Barbee, Branch, Butler,
Bleacon, De France, Ellington, Gard-
ner, Jamison, Hall, Hinson, Max-
well, Meldrim, Moyniahan, Web-
ster 14.

Noes. None.

Absent and Not Voting
Messrs Baker, Clelland, Harrell,
Hamilton, Haynes, Hill, Johnson,
Meyer, Randall, Rockwell, Saun-
ders and Taylor 12.

So the Senate adopted H. B. R. No. 23.

Unanimous consent being given
Joint Committee on Enrollment by Mr
Bleckman, Mr Hamilton reported
Senate Bills No. 37 and 105 presented to His
Excellency, the Governor, for approval at
2 30 O'clock P.M. March 19th 1877.

Mr Maxwell moved.
To grant request of House for a 2nd Committee of Conference on H. B. No. 22
Carried and

The President appointed as members of such Committee, on the part of the Senate,
Messrs Hamill, Hayner and Maxwell.

Mr Butler moved
To take up H. B. No. 197.
Carried.

Unanimous Consent being given.
Mr Butler moved.
To add to the Bill "For incidental printing required by law $25.00"
Carried. and

H. B. No. 197 read 3d time and
Passed by following vote
Ayes. Messrs Barta, Baker, Bennett, Butler, Deacon, Lelland, Ellsworth, Gaidner, Jansson, Hall, Hamill, Hayner, Henson, Hill, Maxwell, Meldrum, Moyneham, and Nebeker 18.

Mr Mr Hamilton 1

Absent and Not Voting

Messrs Johnson, Meyer, Randall,
Rockwell, Saunders and Taylor 6

Excused. Mr Dr France 1

Title agreed to.

Mr Haynes moved
That the Senate refuse to appoint a
committee of conference on Section 4
of S. B. No. 47. and insist upon its re-
quest for a full and free conference on
the Bill and Amendments
Carried.

Mr Haynes moved
To take a recess for 15 minutes
Carried

So at 3 P. M. the Senate took a recess.

Senate met at 3 25 P. M.

Mr Ellsworth moved.
To take a recess subject to call of the

President
Carried

So at 3 30 P. M. the Senate took a recess.

The President called the Senate to order at 4 P. M. and

Mr Haynes moved
To request of the House a Committee of Conference on H. B. No. 197.
Carried and

The President appointed as new Members of such Committee on the part of the Senate
Messrs Butters, Webster & Haynes.

Messages from the House

State of Colorado
Chamber of the House of Representatives
Denver, March 19th 1877

To the Honorable
The Senate of the State of Colorado

I am instructed to inform your Honorable Body that the House has refused to concur in the Senate's amend-

remits to H. B. No. 197, which is herewith transmitted

also,

I am instructed to inform your Honorable Body that the House has appointed Messrs Pierce, Simmons and Lord on the part of the House on Conference Committee on H. B. No. 197

Respectfully
W. B. Fellows
Chief Clerk of the House

Mr Haynes moved
That the Senate now go into Executive Session
Carried.

Whereupon
The Doors were closed and the Senate at 4:40 P.M went into Executive Session.

At 4:40 P.M the doors were opened and the Senate resumed its open Session.

Mr Butler moved.
That the Senate confirm the following nominations of the Executive viz.

For Adjutant General Robt. S. Rice,
" Maj. Genl. 1st " Div. David J. Cook.
" Brig. Genl. 1st " Div. Byron L. Carr
" " " " " Brainard D. Harper.
" Maj. Genl. 2nd " " Michael H. Fitch
" Brig. Genl. " " Benj. F. Cornell.
" " " " " E. B. Sopris
" Inspector General Sidney A. Sheppard
" State Geologist J. Alden Smith
" Fish Commissioner Wm. E. Sisley.

Ayes and Noes called with following result,

Ayes, Messrs Barela, Bennet, Butters, Deacon, Delelland, De France, Ellsworth, Gardner, Gaussoin, Hall, Hamill, Hamilton Haynes, Henson, Hill, Maxwell, Meldrum, Mowry and Webster 19

Noes. Noes

Absent and Not Voting

Messrs Bates, Johnson, Meyer, Randall, Rockwell, Saunders and Taylor 7

So the Senate confirmed such nominations

Unanimous consent being given,
Committee on Enrollment by its Chair-
man, Mr Hill, reported
S. B. No. 61 "An Act to enact Concerning
"Counties" back to the Senate correctly
enrolled

Unanimous consent being given
Committee on Judiciary by its Chair-
man, Mr Branch, reported
H. B. No. 168. "An Act to enact Concern-
"ing Guardians" back to the Senate recom-
mending that it be laid on the Table. and
H. B. No. 65 "An Act to enact Concerning
"County Bonds" back to the Senate with-
out recommendation

Mr Ellsworth moved
To adopt recommendation of Committee
on H. B. No. 168 and
To place H. B. No. 65 on file for 3d reading
Carried.

Mr Ellsworth moved
To adjourn
Carried

So at 5 P.M. the Senate adjourned

Evening Session

Senate met at 7.15 P. M.

Mr Hamill moved
Call of the Senate
Carried

Mr Hamill moved
That further proceedings under the Call
be dispensed with
Lost

Mr Hill asked
To be excused from attendance for one
half an hour.
Excuse granted

Messrs DePrance, Hamilton, Barda,
Batis and Butler were present at the
Bar of the Senate and excused for non-
attendance.

Mr Hamill moved
That further proceedings under the Call
be dispensed with
Carried

Unanimous Consent being given
Committee of Conference on H. Bill 197
by Mr Butler submitted the following
Report
Mr President

The Conference Committee to
whom was referred H. Bill 197 have had
the same under consideration and report it
back with the recommendation that the House
concur in Senate amendments
No 1, 2, 4, 5, 6, 7, & 8 and that the Committee
were unable to agree as to amendments
No 3, 9, 10.

H. A. Lucas
R. A. Simmons
G. A. Lord
} on the part of the House

Alfred Butler
W. H. Webster
} Senate Com.

Mr Butler moved
That the Senate concur in the amendments to
H. B. No 197
Carried.

Message from the House.

State of Colorado
Chamber of the House of Representatives
Denver. March 19 1877
To the Senate

The Senate of the State of Colorado
I am instructed to inform your
Honorable Body that the House refuses to
grant the request of the Senate for a full
and free conference on
S. B. No 4 And amendments and insists
upon a Committee of Conference upon
the difference of the two Houses as to
Sec 4 of said Bill

Respectfully
W. B. Felton.
Chief Clerk of the House.

Mr Ammons moved that
Joint Committee Enrollment by its
Chairman Mr Hamilton Reported
S. B. No 61 correctly enrolled and signed by
the Speaker of the House.

(No Bill to be read)
The President announced the signing of
S. B No. 61.

Mr Ellsworth moved
That the Senate refuse to comply with the
request of the House for the appointment of
a Conference Committee on S. B. No 4
And ask for a Committee of Conference.

to adjust the difference relative to the Senates
request for a Committee of Conference on
the Bill and amendments and the House
request for a Committee of Conference on
Section 4 of said Bill
Carried.

An answer to a request being given
Committee on Enrollment by its acting
Chairman Mr Hill reported
S. B. # 45 entitled "A Bill for an Act to
"Reduce the law incorporating the City of
"Denver and the several Acts amendatory
"thereof into one Act and to revise and amend
"the same" back to the Senate correctly
enrolled

Mr Hamill moved
To adjourn
Carried

At 8 o'clock P.M. the Senate adjourned.

Journal of the Senate

March 20th 1877

Approved -

General Assembly of Colorado

Senate

First Session

Tuesday, March 20th 1877

Senate met pursuant to adjournment.

Lieutenant Governor presiding.

Roll call

Absent. Messrs Meyer and Taylor (excused)
Hamill, Johnson, Moynahan, Randall, Rockwell and Webster

Invocation pursued.

Prayer by the Chaplain

Journal of yesterday read and approved

Mr Moynahan appeared and took his seat.

Reports of Special Committees

Committee of Conference on S. B. No. 80.
"A Bill for an act concerning Fences and

"Enclosures" reported as follows.
To the President of the Senate and
Speaker of the House of Representatives
Your Committee of Conference
to whom was referred S. B. No. 80 have con-
sidered the same and beg leave to report
the following.
Add after the word "wide" in the seventh
line the words "or four pounds six inches
"wide, not more than six inches apart"
And recommend the Senate agree to the
House amendments to the Bill
A. H. De France
J. F. Gardner
James Moyerakers
On the part of the Senate
A. D. Nelson
L. N. Kittredge
Geo. L. Griffin
On the part of the House

Mr Webber appeared and took his seat.

Mr Butler moved
To adopt report of Committee of Confer-
ence on S. B. No. 80
Ayes and Noes called with following re-
sult.

Ayes. Messrs Barela, Bates, Bennett,
Butters, Slaccum, Schelland, De France
Ellsworth, Gardner, Gaussoin, Hay-
ness, Hearon, Hill, Meldrum, Moy-
nahan, Saunders, and Robertson 17.

Noes. None

Absent and Not Voting
Messrs. Hall, Hamill, Hamilton,
Johnson, Maxwell, Meyer, Rau-
dall, Rockwell and Taylor 9.

So the Senate adopted such report.

Committee of Conference on H. B. No. 75
"A Bill for an act concerning Stock
reported as follows.
To the President of the Senate
The Committee of Conference
to whom was referred H. B. No. 75 would
recommend that Section 7 be stricken out
and report hereinto a substitute therefor.
That Sec. 8. be re-instated and amended
by striking out all after the word "to"
in Line 4 to the end of Line 7.
That Sec. 18 be re-instated and amended
by striking out the 3 last lines of the

3d subdivision
That the Senate recede from its amend-
ments concurring Sections 19, 20 and 21.
That the House agree to Senate amend-
ment to Sec. 25.
All of which is respectfully submitted

I. B. Hall
I. P. Mansell
Isaac N. Hill

Members of the Committee on part of the
Senate-

Solon McBroom
L. N. Kittredge
Jas. A. Carlile.

Members of the Committee on part of the
House.

Mr Hall moved
To amend Section 7 as reported by striking
out the words "after such sale and before
delivery and inserting in lieu thereof the
words "as soon as convenient after convey
"into possession of"
Carried.

Mr Butters moved.
To adopt report of Conference Committee
(as amended) on H. B. No. 75.

Ayes and Noes called with following result.

Ayes. Messrs Bales, Brunk, Butler, Lucas, Ellsworth, Gardner, Gassmann Hall, Haynes, Hewson, Hill, Maxwell, Meldrum, Moyer, Saunders and Webber 16.

Noes. Messrs Banta, Lelelland, De France and Hamilton 4.

Absent and Not Voting

Messrs. Hamill, Johnson, Meyers, Randall, Rockwell and Taylor 6

So the Senate adopted such report.

Reading of Bills

H. B. No. 132 "A Bill for an act concerning a Board of Health"
Read 3rd time and
Passed by following vote
Ayes. Messrs. Banta, Bales, Brunk, Butler, Lucas, De France, Ellsworth, Gardner, Gassmann, Hall, Haynes, Hewson, Hill, Maxwell, Meldrum, Moyer, Saunders,

and Webster 18

Noes. Messrs Lelelland and Hamilton 2

Absent and Not Voting

Messrs Hamil. Johnson, Meyer,
Randall, Rockwell and Taylor 6.

Title agreed to.

H. B. No. 65 "A Bill for an act concern-
"ing County Indebtedness"
Read 3d time
Ayes and Noes called with following
result.
Ayes. Messrs Barela, Hamilton, Hay-
nes, and Hinson. 4

Noes. Messrs Bates, Buttes, Deacon,
Lelelland, De Francq, Ellsworth,
Gardner, Gannon, Hall, Hill,
Maxwell, Weldon, Woyniloon,
and Saunders 14.

Absent and Not Voting

Messrs Brunck, Hamill, Johnson,
Meyer, Randall, Rockwell, Tay-
lor and Webster 8.

So the Senate refused to pass H. B No. 65

Message from the House.

State of Colorado
Chamber of the House of Representatives.
Denver, March 20 1895.

To the Honorable
The Senate of the State of Colorado
I am instructed to inform your
Honorable Body that the House has pass-
ed, S. B. No. 44 and H. B. No. 10 which is herewith
transmitted

Respectfully
W. B. Felker
Chief Clerk of the House

Unanimous consent being given
Joint Committee on Enrollment by the
Chair. Hon Hamilton reported
S. B. No. 45 and H. B. No. 44 Correctly en-
rolled and signed by the Speaker of the
House.

The Title was read and
The President announced the signing of
S. B. No. 45 "A Bill for an act concerning
"the City of Denver" and

H. B. No. 44" A Bill for an act concern-
ing Revenue"

Mr Ellsworth moved
That the Senate request a Committee of
Conference on Section 3 and 4 of S.B. 47
Carried.

Mr Ellsworth moved
That the Senate now take a recess subject
to call of the President -
Carried

So the Senate took a recess at 10 45 a. m.

The President called the Senate to order.
at 11 10 a. m.

Message from the House.

State of Colorado
Chamber of the House of Representatives
Denver March 20th 1877

To the Honorable
The Senate of the State of Colorado
I am instructed to inform
your Honorable Body that the House has
adopted the report of the Committee of
Conference relative to S.B. No 80, has
acceded to the request of the Senate for
a Committee of Conference and to

Sections 4 and 6 of S. (B.) 45 and have appointed Messrs. Kittredge, Wilkins and Canfield on said Committee on the part of the House.

Respectfully

W. O. Fetten
Chief Clerk of the House.

In Senate passed
That a Committee of Conference be appointed on part of the Senate on S. B. 45
Carried
The President appointed
Messrs Haynes, Ellsworth and De Prance
on such Committee.

Mr. Ellsworth moved
That a Committee of Conference be appointed on part of the Senate on S. B. 45
Carried
The President appointed
Messrs Haynes, Ellsworth and De Prance
on such Committee.

Mr. Butters moved
That the Senate now take a recess subject to call of the President

Carried
At 11:20 a. m. the Senate took a recess.

The Senate was called to order by the President at 11:33 a. m.

A Message from the House

State of Colorado
Chamber of the House of Representatives
Denver, March 20th 1877

To the Honorable
The Senate of the State of Colorado.
I am instructed to inform your
Honorable Body that the House has
concurred and passed
S. B. No. 78 and has adopted the report
of the Committee of Conference on
H. B. No. 75 as amended
S. B. No. 78 is herewith transmitted.
Respectfully
W. B. Felton
Chief Clerk of the House.

Mr. Ellsworth moved
That Grant leave of absence to Mr Hamill
for the day's session
Carried

Mr Dane moved
Substitute for S.B. 78
Carried.

Mr Dane moved
That the Senate concur in Amendment
Inserted by the House to
S.B. 78

Ayes and Nos were called & which follow-
ing result

Ayes Messrs Bennet, Clelland, De Prang
Ellsworth, Gardner, Gawain,
Haynes, Hanson, Hill, Maxwell,
Meldrum, Moynahan, Saunders
and Webster 14

Nos Messrs Button, Chacon, and Hamilton 3

Absent and not voting
Messrs Bartlett, Bates, Hall, Hamm-
ill, Johnson, Meyer, Randall,
Rockwell and Taylor 9

So the Senate concurred in said Amend-
ments

Unanimous consent being given
Committee on Enrollment by its
acting Chairman the Bill reported
S. Bill 63 correctly enrolled.

Mr Bennet moved
Senate
Carried.

Sd at 11 50 a. m. the Senate adjourned.

Afternoon Session

Senate Chamber

Message from the House

State of Colorado

Chamber of the House of Representatives

Denver March 20th 1877

To the Honorable

The Senate of the State of Colorado

I am instructed to inform

Your Honorable Body that the House has

concurred in all the Senate's amend-

ments to H. Bill 197 except the addition

of Sections 3 and 4

Respectfully

W. B. Felton

Chief Clerk of the House

Mr Butterworth moved

To take up H. Bill 197

Carried

Mr Bennet moved

That the Senate insist on its amend-

ments to H. Bill 197 Sections 3 and 4

And ask a further Committee of

Conference

Carried

Special Order.

On Mr. Ames' consideration of
H. C. R. No 20 relative to adjournment
Mr. Patterson moved
to adopt H. C. R. No 20

Ayes and Noes called with following result

Ayes Messrs Baker, Bates, Bennett,
Butler, Chase, Clelland, Dearborn
Gardner, Hall, Hamilton, Hanson
Maxwell, Meldrum and Webster 14

Noes Messrs Dunbar, Dunton, Haynes
Meynahan and Saunders 5

Absent and not voting
Messrs Atwill, Hill, Johnson
Meyer, Randall, Rockwell and
Waylin 7

So the Senate adopted the resolution.

The President appointed on Committee of
Conference on disagreement as to
Sections 3 and 4 of H. B. No 197
Messrs Bennett, Clelland and Webster.

Unanimous consent being given
that Committee on Enrollment by
its Chairman H. Hamilton reported
S.B. 63 correctly engrossed
by the Speaker of the House.

The Bill was read 2nd
The President announced the signing of
S.B. 63 "concerning Road & Public
"Highways"

Unanimous Consent being given
Committee on Mines & Mining by Sa
Moynahan reported
S.B. 69 "to permit the leasing, mining, milling
"and Reducing of Ore in the State of
"Colorado" back to the Senate with
the recommendation that it do lie on
the Table

Mr Button moved
Previous Question

Ayes and Noes called with following
Result:
Ayes Messrs Button, Clelland, De France
Ellsworth, Dawson, Hall, Hayne,
Herron, Maxwell, Sedgwick

Negatived Saunders and Webster 13

Yeas Messrs Bates Bennett and Gardner

Absent and not voting

Messrs Baulch Chaney Hamill,
Hamilton, Hill, Johnson Meyer,
Randall, Rockwell and Taylor 10

In the Senate adopted report of Committee

Unanimous Consent being given
Committee of Conference on Sec 3 of
H. B. No 22 reported as follows

Mr President

The Conference Committee of the
two Houses to whom was referred the differences
relating to Section 3 of House Bill No 22
"A Bill for an Act to repeal all existing
"laws in relation, to the Organization, Juris-
"diction, Powers Proceedings and Practice of the
"County Courts, etc" Report
that after a full conference the Committee
recommend that in lieu of said Section the follow-
ing be inserted as Section 3 to wit;
Section 3. There shall be held annually
in each of the Counties of Stephens, Wells,

Eel Pass, Park, Saguache, Summit
Hinsdale, Rio Grande and Elbert six terms
of the County Court commencing on the
first monday in the months of January
March, May, July September and November
In each of the remaining Counties
of the State there shall be held annually
four terms of the said Court commencing on
the first monday in the months of January
April, August and November and your
Committee recommend that the amend-
ments be agreed to.

Respectfully submitted

L. B. A. Haynes

J. P. Maxwell

Com. on part of the Senate

A. C. Phelps

Chas Siebert

T. F. Simmons

Com. on part of the House.

Committee on Judiciary by its Chairman
Mr Bennet reported
Senate Bill No 9, 72 and 156 back to
the Senate with the recommendation
that they pass the Bills

Mr Bennet moved
To adopt report
Carried

Mr Meldrum moved
To adopt report of Conference Committee
on Section 3 of H.B. 20.

Mr Dorrance moved
To amend report of Committee of Con-
ference by fixing terms of Court in Jefferson
County for the months of March, June
September, and December of each year

Mr Dawson moved
To recede
H.B. 20 together with all amendments
to Committee of Conference
Carried

Mr Meldrum moved
That the Senate now take a recess

Subject to Call of the President
Carried.

At 2.50 P.M. the Senate took a recess.

At 3 P.M. the President called the Senate to order.

Message from the House

State of Colorado
Chamber of the House of Representatives
Denver March 20th 1877.

To the Honorable
The Senate of the State of Colorado
Sir
I am instructed to inform your Honorable Body that the House refuses to Grant the Request of the Senate for a Committee of Conference on the differences between the two Houses on H.B. No 197.

Respectfully
W. O. Felton
Chief Clerk of the House.

Mr Gardner moved
That the Senate now take a recess subject to call of the President.

Carried

At 3.20 P.M. the Senate took a recess.

The President called the Senate to order
At 3.25 P.M.

Call of the Senate.

Mr Ellsworth moved
A Call of the Senate
The Calling recinded by five Senators
The doors were ordered closed.
The roll was called and
The following named Senators were
noted as absent

Bucla, Bates, Chacon, Jameson,
Hamill, Hamilton, Hill,
Johnson, Meyer, Meldrum & Randall,
Rockwell, Saunders and Taylor 14

Messrs Saunders, Jameson Meldrum and
Chacon appeared and took their seats

Mr Ellsworth moved
That further proceedings under the Call
be dispensed with
Carried.

Second Conference Committee Section 3
H. B. 22 reported as follows

Mr President. The Conference Committee of the two
Houses to whom was referred the difference existing be-
tween Sec. 3 of House Bill No 22 "a Bill for an Act to repeal
"All existing laws in relation to the organization, Juris-
"diction Powers, Proceedings and Duties of the County
"Courts etc." report that after a full Conference the
Committee recommend
That in lieu of said Section the following be
inserted as Sec. 3 to Act:

Section 3. There shall be held annually in
each of the Counties of Arapahoe, Weld,
El Paso Park Saguache, Summit and
Rio Grande six Terms of the County Court
commencing on the first Monday in the
months of January March, May, July
September and November.

That in each of the remaining Counties,
of the State there shall be held annually
four terms of the said Court commencing
on the first Monday in the months of March
June, September and December and that
Committee recommend that the Amendments
be agreed to

Respectfully submitted

(Mr. B. A. Haynes) Com. on part
(Mr. P. Maxwell) of the Senate

(Mr. C. Chellis
(Chas. B. Fisher
(Mr. F. Simmons) Com. on part
of the House

Mr Maxwell moved
Previous question

Ayes and Noes called with following result
Ayes Messrs Butters, Chaun, Clelland
De Franca, Ellsworth, Gardner
Jameson, Hall, Haynes, Henson
Maxwell, Meldrum, Moynahan
Saunders (and) President 15

Noes Mr Bennet 1

Absent and not voting
Messrs Barda Bates Hamill,
Hamilton Hill, Johnson, Meyer,
Randall, Rockwell (and) Taylor 10

So the report was adopted

Committee of Conference on H.B. and S.B. of
H.B. 4 by Gen. Haywood Referred to Committee

To the President of the Senate

We Committee of the two Houses of the
General Assembly Appointed as Committee
of Conference to consider and amend
Section 4 & 6 of H.B. No 4 report:
That the have confered, agreed and recommend
that Section 4 be amended and enrolled to
read as follows to wit:
Section 4. That the Supt of said laws and
the other matter herein authorized to be
printed shall be so printed in small pica
type. And bound in substantial law
sheep binding; and the Secretary of State
shall make and print with said laws
his certificate, certifying that they are
published by authority of the State of Colorado
And such certificate so printed shall be
prima facia evidence of the existence of
such laws in all the Courts of this State.

We that Section 6 of said Bill be amended
and enrolled so to read as follows to wit.
Section 6 The Secretary of State is hereby
authorized to employ such clerical help as he

may deem sufficient to ensure the printing herein required to be done in the most effectual and complete manner; and to employ Edward L. Johnson Esquire of Arapahoe County to assist him in the preparation and arrangement of the laws for printing in conformity with this Act at a pro rata compensation of not to exceed eight Dollars per. the term of such employment to be paid as well as the compensation for clerical help aforesaid out of the fund for the printing the laws and if the said Secretary and the said Johnson shall be in doubt whether any of the General laws found in the former prints of the Statutes will be in force after the year end 1879 the laws concerning which there shall be such doubt shall be printed; and all laws which they shall decide will not be in force after that time shall not be printed; Provided that the printing or omission to print any law or matter purporting to be laws in any volume Authorized to be issued by this Act shall not operate to revive, to enact or to repeal any such law.

Respectfully submitted

C. W. Tillotson / Committee
D. D. Wilkins / of the House

L. B. A. Haynes / Committee
L. C. Ellsworth / of the
A. H. De France / Senate.

Mr Haynes moved
the adoption of the report

Ayes and Noes called with following result

Ayes Messrs Bennet, Butters, Chaney
Clelland, Dr Franco, Ellsworth,
Gardner, Jameson, Hall, Hamilton
Haynes, Howes, Maxwell, Meldrum,
Mitchell, Saunders and Webster 17

Noes None

Absent and not voting
Messrs Burleigh, Bates, Hamlin,
Hill, Johnson, Mayo, Randall,
Rockwell and Taylor 9

So the report was adopted.

Mr Butters moved
That the Senate recede from its amend-
ments to Sections 3 and 4 of H.B. No. 197

Ayes and Noes called with following
result.

Ayes Messrs Bennet Butters, Chaney,
Ellsworth, Gardner, Jameson

Hall, Hayes, Howes, Maxwell,
Meldrum, Mayhew, Saunders
(Mr) Weber 14

For Mr Holland 1

Absent and not voting
Messrs Bardsley, Bates, De Pasquale,
Daniels, Hamilton, Hill, Johnson,
Meyer, Randall, Rockwell and
Snyder 11

So the report was adopted.

Unanimous consent being given
Committee on Enrollment by Standing
Chairman Mr Hill reported
S.B.# 86 correctly enrolled.

Mr Bennett offered the following Resolution.
Resolved-
That the President and Secretary of the
Senate be required to certify to the Auditor
of State to be by him paid out of the
Contingent Fund of the Legislature Assembly
the pay of witness and the expenses incurred
by A. M. De Pasquale in advancing money

for expenses of Doorkeeper in summoning
witnesses at the instance of the Senate in
the contested election case of Joseph T. Boyd
Against Hon. A. A. De Hahn for a seat in
this Body. the total amount of which
shall not exceed the sum of $115 60

Mr Bennet moved
Previous Question
Carried.

Mr Clelland asked to be excused from attendance for thirty minutes
Leave granted.

Committee on Judiciary by its Chairman
Mr Bennet reported
Senate Bills No 22 and 161 back to the
Senate with the recommendation
that they do lie upon the Table.

Mr Henson moved
Previous report
Carried

Committee on Corporation by its Chairman
Mr Haynes reported
S. B No 152 back to the Senate with the

Recommendation
That it do lie on the Table

Mr Hopkins moved
Seconded by Mr Carried

Message from the House.

State of Colorado
Chamber of the House of Representatives
Denver March 20th 1877

To the Honorable
The Senate of the State of Colorado.

I am instructed to inform your Honorable Body that the House has adopted the reports of the Committee of Conference relative to S.B. No 47 and H.B. No 22.
S.B. No 47 is herewith transmitted

Respectfully
H. B Felton
Chief Clerk of the House

Mr Butler moved
To adjourn
Carried

So at 4 oc P.M. the Senate adjourned.

Mr. Maxwell moved
to proceed to the Election of a President
pro. tem. of the Senate.
Carried

Mr Maxwell nominated
Mr. H. Webster and moved
that he be elected by acclamation
Carried

Mr Ellsworth moved
that the Senate now resolve itself into
executive Session
Carried.
Whereupon
The Doors were closed and the
Senate at 5 3/4 P. M. went into Executive
Session.

At 8 15/60 P. M. the Doors were opened and
the Senate resumed its open session.

The question being on confirmation of the
nomination of Mark H. Magrue as Warden
of the Penitentiary
Ayes and Noes were called & with following
result

Yeas: Messrs. Banks, Bates, Bennett, Chase,
Ellsworth, Gardner, Gauvain
Hall, Haynes, Haskell, Holdrun,
Hayman, Saunders & Webster. 15

Nays: Messrs. Bates, Bennett, Holland
& Hanne, Hamilton, Hanson,
Hill. 7

Absent and not voting
Messrs. Hamlin, Johnson, Meyer,
Randall, Rockwell & Taylor. 6

So said nomination was confirmed by
the Senate.

Yeas Question recurring on nomination of
Joseph D. Boyd of Jefferson County as
Commissioner of the Penitentiary
Ayes and Nays were called with following
Result

Yeas: Messrs. Banks, Bates, Bennett, Butler
Chase, Holland, De Hanne, Ellsworth, Gardner, Gauvain, Hall,
Hamilton, Haynes, Hanson, Hill,
Haskell, Holdrun, Hayman,
Saunders & Webster 20.

Yeas

Nays

Absent and not voting

Messrs Hamlin, Johnson, Meyer,
Randall, Richardson and Taylor 6

So the Senate confirmed said nomination.

The question being on the nomination of
Benjamin H. Eaton of Yolo County
to Commissioner of the Penitentiary
Ayes and Noes were called with following
result

Ayes Messrs Banks, Bates, Bennett, Button
Chase, De France, Ellsworth,
Gardner, Gunnell, Hall, Hamilton,
Hayne, Heuer, Hill, Maxwell,
Meldrum, Merriam, Saunders
and Whitter 19

Noes Mr Holland 1

Absent and not voting
Messrs Hamlin Johnson, Meyer,
Randall, Richardson and Taylor 6

So the Senate confirmed said nomination

The question being on nomination of
C. H. J. Baxter of Pierce County as
Commissioner of the Penitentiary
The Ayes and Noes were called with follow-
ing result

Ayes Mess. Bailey, Bates, Bennet
Bottcher, Chapin, Clelland, De Bruce
Ellsworth, Gardner, Jameson, Hall,
Hannibal, Hayne, Hewson, Hill
Maxwell, McBride, Meyraden,
Sanders & Webster 20

Noes 5

Absent and not voting
Mess: Arundel, Johnson, Meyer,
Randall, Rockwell & Snyder 6

So the Senate confirmed said nomination.

Mr Webster moved
To suspend the rules and
Take up S.B. No 139 "concerning Juries"
Carried.

Mr Webster moved
That the Senate adjourn to meet in Annex-

Amendments to S. Bill 139
Con.

Mr Ellsworth moved
to take a recess subject to call of the
President
Carried

At 8:35 P.M. the Senate took a
recess.

The President called the Senate to
order at 8:50 P.M.

Message from the Governor:

State of Colorado
Executive Department
Denver, March 20. 1877

Hon. Lafayette Head
President of Senate
Sir.

I have the honor to inform
you that I have this day signed Senate
Bill No. 3 entitled "An act to establish
and maintain a system of Free Schools."
And have filed the same with the Secretary
of State.

Very respectfully
John L. Routt
Governor

Whereupon Senator Gurney
Chairman of the Committee on Enrollment &
Printing reported
S. Bill 69 back to the Senate correctly
enrolled

Whereupon moved
That a recess subject to call of the
President
Carried

At 8:55 P.M. the Senate took a recess.

The Senate was called to order by the
President at 9 P.M.

Message from the House.

State of Colorado
Chamber of the House of Representatives
Denver March 20th 1879

To the Honorable
The Senate of the State of Colorado—
I am instructed to inform your

Annapolis Md. that the House has
receded from all its amendments to
S.B.# 13 & which Bill is herewith returned

Respectfully

W. B. Fetter
Chief Clerk of the House.

Mr Butler moved
That a recess subject to call of the
President
Carried

So at 9.05 P.M. the Senate took a
recess.

The President called the Senate to order at 9.50 P.M.

Joint Committee on Enrollment by its
Chairman Mr Hamilton reported
Senate Bills No 77 78 (au) 80 (au)
S.M. (au) & R. No 10 (au)
House Bills No 197. 212 (au) 75
correctly enrolled (au) & signed by the Speaker of the House
This bill was read (au)
The President announced the signing of
Senate Bills No 77. 78 (au) 80 (au)
S.M. (au) & R. No 10 (au)
House Bills No 197. 212 (au) 75

Mr Patten introduced
S. C. No 15 "Relative to appointment
of a Joint Committee to wait on the
Governor"

Mr Webster moved
the adoption of resolution
Carried

The President appointed
Messrs Patten & De France on such
Committee on part of the Senate

Mr Holland moved
That the Senate take a recess subject
to call of the President
Carried

So at 10.05 P. M. the Senate took a recess.

The President called the Senate to order
at 10.20 P. M.

Message from the House.

State of Colorado
Chamber of the House of Representatives
Denver March 20th 1877

To the Honorable
The Senate of the State of Colorado.
I am instructed to inform your
Honorable Body that the House has adopted
S. C. R. No 15 and has appointed
Messrs Rawson and Irwin on the part
of the House on the Committee called for
by said Resolution.

Respectfully
W. B. Felton
Chief Clerk of the House.

Mr Baulsgrove
Moved that the Senate now take a recess
subject to call of the President
Carried
So at 10 25 P. M. the Senate took a recess.

The President called the Senate to order
at 10 35 P. M.

Mr Cannon Chairman of Committee on Enrollment by its acting
Chairman Mr Hill reported
S. B. No 139 back to the Senate correctly
enrolled

Also.
Joint Committee on Enrollment by its

Chairman Mr Hamilton reported
Senate Bills No. 63. 86, 80. 78 and 97
S. Files No. 10 &c
House Bills No 132. 197. 212 and 75 and
H. C. R. No 23
presented to the Governor at 10 o'clock
P. M. March 20th 1877

The Joint Convention appointed to wait on
the Governor reported
That they had performed that duty and
had been informed by his Excellency that
he had no further Communication to
submit but would communicate with
the Senate Assembly after being informed
of their final action.

Mr Wetherwax moved
To receive report &c
To discharge the Committee
Carried.

Mr Barela offered the following Resolution
which was adopted
Resolved
That the thanks of this Senate
are due and are hereby tendered to the
Hon. Lafayette Head and to the

Hon. W. H. Yeaton for the impartial manner in which they have performed the arduous duties of presiding Officers of this Body; and the thanks of this Body are also hereby tendered to all the Officers of the Senate for their prompt and efficient Services.

Unanimous Consent being given
Joint Committee on Enrollment by
its Chairman Mr Hamilton reported
S. B. 139 an
H. B. 92
correctly enrolled and signed by the
Speaker of the House.

The Bill was read an
The President announced the signing of
S. B. 139 an
H. B. 92.

Mr Bullen moved
That the Joint Committee on Enrollment
be instructed to notify the Governor that
the presentation of S. B. 129 an H. B.
No 92 was the last communication the
Senate had to make.
Carried.

Mr Hill moved
That the Senate take a recess subject to
Call of the President
Carried

At 11:15 P.M. the Senate took a recess.

The Senate was called to order by the President at 11:30 P.M.

Messages were read by Journal Committee on Enrollment by its Chairman, Mr Hamilton reported S. Bill 139 and
H. Bill 22 presented to his Excellency the Governor at 11:15 o'clock P.M.
March 20th 1877

Message from the Governor.

State of Colorado
Executive Department.
Denver March 20th 1877

Hon Lafayette Head
President of the Senate
Sir.
I have the honor to
inform you that I have on further

Communication to made to your
Hon'ble Body
congratulating you and your
Associates in the Senate upon the
successful termination of the peculiar
arduous duties imposed upon you as
members of the first General Assembly
of our new State, hoping that your
Constituents may properly appreciate the
valuable services you have rendered this
Commonwealth and thanking you for
all Courtesies to ~~my self~~ myself.

I have the honor to be
very respectfully your obed't servt
John L. Routt
Governor

Mr Butts moved
That the Journal of to-days proceedings
be read
Carried.

Messrs Kittredge and Adams as Special
Committee from the House appeared and
requested of the Senate information as to
had any further communication to
make.

Journal read and approved.

Mr Haynes moved
That a Committee of two be appointed to
inform the House that the Senate had
now finished his labors and is ready to
adjourn provided the House has no
further communications to make
Carried.

The President appointed on such Committee
Messrs Haynes and Clelland.

The Special Committee appointed to
communicate with the House reported
That the House had no further
Communications to make and is ready
to adjourn.

Mr Butters moved
That the Senate now adjourn "sine die"
Ayes and Noes called with following result

Ayes Banks, Bates, Bonnet, Butters,
Chacon, Clelland, De France,
Ellsworth, Gardner, Gannon, Hall,
Haynes, Hansen, Hill, Hayward,
Meldrum, Moynahan, Saunders

And Voted 19

Mrs Mr Hamilton 1

Absent and not voting
Messrs Hamill Johnson, Meyer,
Randall Rockwell (2) Taylor 6

So the motion was carried and
At 11 55 P.M. the Senate adjourned
"Sine Die."

We hereby certify that the above and foregoing is a true and correct Journal of the Proceedings of the Senate at the First Session of the General Assembly of the State of Colorado.

Lafayette Head

Lieutenant Governor and President of the Senate

attest Jerl Hurlbut

Secretary of the Senate